
Documents pertaining to the Lairds of Kincaid, 1425 – 1914.

This paper presents abstracts of various records relating to the Kincaid Lairds of Kincaid and their family from the years 1425 to 1914. They are given here for research purposes in the hope of stimulating further research and to correct errors currently circulated in publications. It is not meant to be an inclusive list of all records available. However, it does encompass a vast amount of information available and is the fruit of many years of research. Any further information will be provided in addendums to this paper.

This paper also includes research conducted by or paid by other researchers. In particular, the work of the late Olivia (Kincaid) Brisbin, formerly of Lansing, Michigan and Orangeville, Ontario, was a valuable contribution. Contributions by other parties are duly sourced with the appropriate records.

To help highlight key information the following conventions were used. The names of the Lairds were bolded and the name of their spouse(s) were bolded & underlined. At times important place names were underlined. If it was not clear if the document related to a Laird then a note "it is not certain" is added in red and underlined. Personal comments are also enclosed within {} or preceded with the word Discussion in red and underlined. Given the large number of sources no footnotes or endnotes are given. Instead the source of the record is given with the record and enclosed within square brackets.

Given the vast amount of material transcribed here, there are bound to be errors in doing so. Consultation of the original source is encouraged. Furthermore, this compiler would appreciate being notified if any errors are discovered (see address at end of paper).

Robert of Kincade (born bef 2 Oct 1404 - unknown).

- 2 Oct 1425 Stirling. Attested copy of special retour in favour of Sir John of Halden, kt., as heir of deceased Sir Bernard of Halden, kt., his father, in lands of Kepdowry and Ardas in bailiery and sherifffdom of Striveling, earldom of Lenox, which lands, being worth 10 merks yearly, are held in blenche ferme from Marion of Conynghame, lady of Baldovan, and have been in hands of baron of Lenox for 24 years since death of said Sir Bernard. Sheriff of inquest: Archibald Conynghame, sheriff of Striveling. Members of inquests: Walter of Buchquhanane, kt., Alexander of Levingstoune, laird of Calentar, John Normovile of Carthonok, Murdoch of Lekie of that ilk, Reginald of Crauford, Robert of Hamilton of Pardowy, Luke of Striviline of Retherne, John of Buchquhanane, Robert of Levingston, elder, Nicolas le Graham, **Robert of Kincade**, Donald Bane McAlpan, John Sempill, Duncan of Striviline, Alan Naper and Gilbert Yuil [National Archives of Scotland, Edinburgh, UK. GD198/9: Haldane of Gleneagles papers].
- Discussion: The above 2 October 1425 record is the earliest record any Kincaid researcher has located to date of an individual who bore the Kincaid surname. As he was serving on a jury he must have been of legal age and born before 2 October 1404. It is not certain if he was the Laird of Kincaid given his style. He was certainly a son of the Laird of Kincaid. It is possible that he was the later **Roberto Kincade de eodem** noted on 29 June 1448 (see below). The style 'de eodem' is the Latin equivalent for 'of that ilk.' This would then make him the son of William of Kincaide of Craiglockhart from whom the later Lairds of Kincaid descend. This could fit timewise as Robert Kincade of that ilk would have been born about 1404 and died about 1474. His father, William of Kincaide of Craiglockhart would have been born before 1389 and died about 1444 when his heir, Robert, gets the lands of Inchbrek and the mill of Antermony.

William of Kincaide of Craiglocart (bef 1415 - bef 29 June 1448).

- On 2 April 1444, a lease was granted by Patrick Lyon, Lord of Glamis, to his squire, Roberto de Kincaide filio et heredi **Will[el]mi de Kincaide de Craiglocart**, of the lands of Inchbrek and the mill of Antermony, Stirlingshire (see transcription below) [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/12/1].

- **It is not certain** who the above William was the son of, or if he was then deceased. This is the only reference located of this William of Kincaide of Craiglockhart. However, it makes sense that he recently died as four years later, on 29 June 1448, his son Robert is referred to as the Laird of Kincaid (i.e. 'de eodem' which is Latin for 'of that Ilk'). It is also unknown if this William was the Laird of Kincaid. It may be that his son and heir succeeded his grandfather via his father (i.e. William died before his father) or his mother.
- **Discussion:** William's son Robert must have been of pupil age (i.e. 14 years old) when Robert acquired the lands of Inchbrek and mill of Antermony in 1444. In Scotland a boy was of maritable age at 14 years old so he likely did not start having legitimate children until at least 10 months later. Thus, one assumes a man typically started having children after the age of 15. With this in mind, William of Kincaide must have been born before 1415 (1444 - 14- 15 years).

(Children)

i. **Robert of Kyncade** (*to follow*)

ii. **John of Kyncade.**

- **It is not certain** that William had a son John. However, given that a John is also named in instruments in 1451 and 1460 involving Robert Kyncade of that Ilk it is likely that Robert Kyncade of that Ilk did have a brother named John. If so, the following are the records that most likely relate to this speculated brother John.
- **Johanne de Kyncade** witnessed, with **Roberto de Kyncade de eodem**, the foundation charter of various lands by Sir Robert Fleming of Biggar to the chapel of St. Ninians in Kirkintilloch dated at Kirkintilloch on July 23, 1451:

Carta Roberti Fleming domini de Bigare super fundatione capellanie sancti Niniani de Kyrkyntulach. Robertus Fleming de Bigare dedit capellano in ecclesia parochiali sancti Niniani de Kyrkyntulach alias de Lenzie ad magnum altare ejusdem perpetuo celebraturo pro salubri statu et regimine Jacobi II Regis ac Marie Regine Scotie consortis sue ipsiusque et Jonete sponse sue decem marchatas terrarum de Achinrewach cum pertinentiis jacente in tenandriis seu dominio de Auchtyrmone infra vicecomitatum de Strivelyne / quinque marcas annui redditus sibi annuatim debitas ex terris de Panmure jacentibus in vicecomitatu de Forfare / duas marcas annui redditus levandas annuatim et percipiendas de terris suis de Kyrkyntulach cum pertinentiis vna cum tenemento suo jacente in villa de Kyrkyntulach inter terram Johannis Parcare ex parte occidentali ab una et terram Domini Roberti de Prendregest ex parte orientali partibus ab altera / cum orto terris et aliis pertinentiis eidem tenemento spectantibus Apud Kyrkyntulach xxiii die mensis Julij anno Domini MCCCCLI. Testibus Dominis Johanne Benyg vicario de Lenyhe, Joanne Spens notario publico, Johanne Sawris capellanis, **Roberto de Kyncade de eodem**, **Johanne de Kyncade**, Arthuro Fleming et Davide Gibsone cum multis aliis [*Registrum Episcopatus Glasguensis: Munimenta Ecclesie Metropolitane Glasguensis A Sede Restaurata Seculo Ineunte XII Ad Reformatam Religionem*. Ed. Cosmo Innes. Vol II. Edinburgh: Bannatyne Club, 1843. 75: 390, no. 365].

- On 4 July 1460, **Johne Kyncade de Balchayriagis** {i.e. Balquharrage} witnessed an instrument of sasine in favour of **Robert de Kyncade de eodem** of the lands of Inchbelly, in the lordship of Altermony, Stirlingshire [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/12/2.].

Robert of Kincaid of that Ilk (bef 2 April 1430 - bef 28 May 1474; Laird from bef 29 June 1448).

- On 12 April 1447, the following charter of confirmation was granted by King James II of a tack, dated 2 April 1444, by Patrick Lyon, Lord of Glamis, to his squire, **Roberto de Kincaide filio et heredi Will[el]mi de Kincaide de Craiglocart**, of of the lands of Inchbrek and the mill of Antermony, Stirlingshire:

Jacobus dei gracia Rex Scotorum Omnibus probis hominibus tocius terre sue clericis et laicis salutem. Sciatis nos quandam evidenciam assedaciones et ad formam dimissiones dilecti consanguinei nostri patricii lioun domini de glammys factam et concessam dilecto nostro **Roberto de Kincaide filio et heredi Willelmi de Kincaide de Craiglocart** de totis et integris terris de Inchebrek cum pertinenciis vna cum molendino earundem terrarum iacentibus infra vicecomitatum de Strivelin et comitatu de levenax de mandato nostro

visam lectam inspectam et diligenter examinatum non rasam non abolitam non cancellatam nee in aliqua sui parte suspectam Sed omni prorsus vicio et suspicione carentem ad plenum intellexisse sub hac forma: Be it kend till all men be thir present letters me patric lioun knight lorde of ye glammys to have sett and to ferme lettin and be thir my present lettres settis and to ferme lettis to **my luivid sqwyer Robert of Kincade sonne and ayer to William of Kincade** and to his assigneis al my landis of Inchebrek and ye mylne liand within ye schirefdome of Strivelin and within ye Erldome of ye levenax for ten markis of ye vsuale mone of Scotland to be pait zerli at twa usuale termes yat is to say Witsunday and Martymes in winter to me myne ayris or assigneis ye said Robert or his assigneis broukand said landis and mylne of Altermony [with ye multouris pertinentis] before vsit. And us ye saide patric my ayris sal warand ye saide landis & mylne of altermony for al ye dayis of the said Robertes life [aganis al dedeli leleli] and treuli to be kept but fraude or gyle. In witnes of ye quhilk thing I ye said patric has sett to my Sele to yir present lettres at ye glammys ye secund day of ye moneth of aprile ye zere of our lorde Jaj iiij c fourti and foure zeris. Quam quidem euidenciam assedaciones et ad firmam dimissiones in eadem contentis in omnibus punctis suis et articulis condicionibus et modis ac circumstanciis suis quibuscunque forma pariter et effectum in omnibus et per omnia approbamus ratificamus et imperpetuum confirmamus salvis nobis et successoribus nostris wardis relevis maritagii aliis et iuribus et serviciis deductis terris et molendino cum pertinentiis ante presentem confirmationis nobis inde debitum consuetis. In cuius rei testimonium presenti carte nostre confirmationis magnum sigillum nostrum apponi precepimus; testibus Reuerendo in Christo patre carissimo consanguinei et cancellario nostro Jacobo Episcopo Dunkeldensi, Willielmo domino de Crechtoun, Alexandro de Levingstoun de calentyr, militibus, Jacobo de Levingstoun, capitaneo castris nostri de Striuelin, magistris Willielmo Turnbull, Secreti sigilli nostri custode, Johanne de Roulstoun, Secretario nostro, et Alexandro de Narne de Sandefurde computorum nostrorum Rotulatore apud Strivelin duodecimo die mensis Aprilis anno domini millesimo quadringentesimo quadregesimo septimo Et Regni nostri undecimo [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/12/1. Transcription by Peter A. Kincaid. The two parts in brackets are soiled and almost impossible to read on my black & white copy. The first one, except for the last word, was mostly a guess while the second one has only the spelling used in question].

- **Robert Kincade of that ilk** witnessed the following charter of various lands by Jonet of Fentoun to William Haket. It was granted at Calendar on 29 June 1448 and confirmed by King James II at Edinburgh on 2 September 1458.

Rex confirmavit cartam Jonete de Fentoun unius et junioris heredis Walteri de F. quondam domini de Baky, relicte olim Roberti Stewart filii quondam David Stewart de Rossit militis,--[qua, in pura viduitate, concessit Willelmo Haket --causa matrimonii contrahendi inter dict. Jon. et Wil., ac pro ejus benemeritis, consiliis, &c.,--terras de quarta parte terrarum de le Maynis de Baky, et de quarta parte terrarum de Lunderteris, Litiltoune, Drumdarne, Bridistoune et Neutoune, in baronia de Baky, vic. Fofare; ac etiam terras de quarta parte terrarum de Coles et Littil-Buttirgask, in Gowry; et de quarta parte terrarum de Strathifentoune et Nethirpurny, in comitatu de Strathifentoune, vic. Perth; ac etiam terras de quarta parte terrarum de Tolles et Culhork, in comitatu de Mar, et terras de quarta parte terrarum de Sleoch, Newtoune, et Kirkhoune, in baronia de Drumblate, et terras de quarta parte terrarum de Balmur, et de quarta parte terrarum de Tortirstoune, Buthlawe et Coklaw, in baronia de Balmur, vic. Abirdene; ac etiam terras de quarta parte terrarum de Beuforte, in le Arde, et terras de quarta parte terrarum in Strathglasch, vic. Invernes:--Tenend. prefato Wil. pro toto tempore ejus vite et post ejus decessum heredibus ejus de corpore dicte Jonete legitime procreatis, quibus deficientibus, legitimis et propinquieribus heredibus dicte Jonete quibuscunque de rege:--Reservato libero tenemento dicte Jonete pro toto tempore ejus vite post decessum dicti Wil.:--Test. Alex. Levingstoune constabulario castris de Striveling, Macolmo Forestare de Pettintoscane, **Rob. Kincade de eodem**, David Levingstoune, Rob. de Menteth, Joh. de Menteith, D. Joh. Benyng, D. Rob. Fyffe, capellanus, Geo. de Menteth, Wil. Ramsay, Joh. Calentar, Hen. Scharpe, Joh. Hewche, Joh. Constable, Joh. Nelesoun, et And. Dow:--(sigillata cum sigillo dicte Jonete, unacum sigillo Jac. Levingstoun magni camerarii, per ipsam instantem procurato):--Apud Calentar, Jun. 29, 1448];--TEST. Geo., Episcopus Brechinen, Cancellarius, Tho., Episcopus Candide Case, Custos Secreti Sigilli, Jac. Dom. Levingstoun, Magnus Camerarius; Pat., Dom. (le) Grahame, Miles; Wil. De Moravia de Tulybardin et M. Ninianus de Spot, Compotorum Rotulator. v. 12. [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1424-1513. Ed. James Balfour Paul. Edinburgh: H.M. General Register House, 1882. p. 138, no. 618].

- **Robert of Kyncade of that ilk** witnessed the following foundation charter of various lands by Sir Robert Fleming of Biggar to the chapel of St. Ninians in Kirkintilloch on 23 July 1451.

Robertus Fleming de Bigare dedit capellano in ecclesia parochiali sancti Niniani de Kyrkyntulach alias de Lenzie ad magnum altare ejusdem perpetuo celebraturo pro salubri statu et regimine Jacobi II Regis ac Marie Regine Scotie consortis sue ipsiusque et Jonete sponse sue decem marchatas terrarum de Achinrewach cum pertinentiis jacente in tenandriis seu dominio de Auchtyrmone infra vicecomitatum de Strivelyne / quinque marcas annui redditus sibi annuatim debitas ex terris de Panmure jacentibus in vicecomitatu de Forfare / duas marcas annui redditus levandas annuatim et percipiendas de terris suis de Kyrkyntulach cum pertinentiis vna cum tenemento suo jacente in villa de Kyrkyntulach inter terram Johannis Parcare ex parte occidentali ab una et terram Domini Roberti de Prendregeest ex parte orientali partibus ab altera / cum orto terris et aliis pertinentiis eidem tenemento spectantibus Apud Kyrkyntulach xxiii die mensis Julij anno Domini MCCCCLI. Testibus Dominis Johanne Benyg vicario de Lenyhe, Joanne Spens notario publico, Johanne Sawris capellanis, **Roberto de Kyncade de eodem**, **Johanne de Kyncade**, Arthuro Fleming et Davide Gibsone cum multis aliis [Registrum Episcopatus Glasguensis: Munimenta Ecclesie Metropolitane Glasguensis A Sede Restaurata Seculo Ineunte XII Ad Reformatam Religionem. Ed. Cosmo Innes. Vol II. Edinburgh: Bannatyne Club, 1843. 75: p. 390, no. 365].

- **Discussion:** Shortly prior to the above foundation charter, on 7 June 1451, King James II had granted the lands of Antermoney resigned by Alexander Lyon to Robert Fleming of Biggar [National Library of Scotland, Edinburgh, UK. Manuscripts and Charters relating to the Family of Fleming of Wigton. Charter no. 16093]. Thus, Sir Robert Fleming was nearest neighbour and superior to Robert of Kincaid of that Ilk in part of his lands. Robert of Kyncade of that Ilk and John of Kyncade were quite important to Sir Robert Fleming as they were named just after the church officials and notary. Sir Robert Fleming was a son of Sir Malcolm Fleming by Elizabeth Stewart, daughter of Robert Stewart, Duke of Albany, Governor of Scotland, and neice of King Robert III. Sir Malcolm Fleming was beheaded with the Douglasses in the Castle of Edinburgh on 24 November 1440. Sir Robert Fleming was created a Lord of Parliament in 1451 and was Master of the King's Household in 1454.
- **It is not certain**, but he was possibly the **Roberto de Kyncade** who witnessed the following charter of the lands of Soulislande by Alexander Bruce of Stanhouse to the monastery of Holyrood on 23 March 1452/3.

Omnibus hanc cartam visuris uel auditoris Alexander de Broyse de stanhouse Salutem in domino sempiternam Noveritis me dedisse concessisse et hac presenti carta mea confirmasse Religiosis viris Abbati et conventui monasterii sancte crucis de Edinburgh pro suis auxiliis et benemeritis michi facteris in assedacione feodifirme terrarum suaum de Erth totam et integram illam bovatom terre mee vulgariter nominate le soulislande cum pertinentiis Jacentum in territorio de le redheuch infra vicecomitatum de Strivilyng Tenendas et habendas totam et integram predictam bovatom terre cum pertinentiis dicteris abbata et conventui et eorum successoribus qui pro tempore fuerint a me heredibus meis et assignatis de domino superiore eiusdem in feodo et hereditate inperpetuum per omnes rectas metas antiquas et diuisas suas pro ut Jacent in longitudine et latitudine In boscis planis moris marresiis prater pascuis et pasturis viis semitis Riuolis lacubus cum communi pastura et libero introitu et exitu ac cum omnibus aliis et singulis commoditatibus libertatibus proficuis et aysiametis ac Justis suis pertinentis quibuscunque tam non nominatis quam nominatis tam sub terra quam supra terram procul et prope ad predictam bovatom terre cum pertinentiis spectantibus seu Juste spectare valentibus quomodolibet in futurum libere quiete plenarie integre honorifice bene et in pace sine retinemento uel revocatione aliquali Et ego vero dictus alexander et heredes mei totam et integram prdictam bovatom terre cum pertinentiis predictus abbat et conventui et suis successoribus qui pro tempore fuerint adeo libere et quiete in omnibus et per omnia sicut dictum est contra omnes mortales warantzabimus et inperpetuum defendemus In Cuius rei testimonium Sigillum meum huic presenti carte mee est appensum apud Edinburgh vicesimo tercio die mensis marcii Anno domini millesimo quadringentesimo quinquagesimo secundo Hiis testibus videlicet Johanne de calentyr macolmo forestarre **Roberto de Kyncade** michaeli androsone Roberto boyde Alexandro forestare et roberto de Kennadee cum multis aliis [*Liber Cartarum Sancte Crucis; Munimenta Ecclesie Sanct Crucis de Edwinesburgh*. Edinburgh, 1840. p. 145-146, no. 125].

- **Robert of Kyncade of that ilk** acquired the land of Inchbelly, in the lordship of Altermony, Stirlingshire from Robert, lord Fleming of Altermony, by a charter dated at Edinburgh 20 June 1460. The witnesses included one **Robert Kyncade** [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/12/2].
- **Robert of Kyncade of Craglokkard** and his family were witnesses to the following instrument of sasine of

the lands of Baldorane in favour of James Steward of Albany on 17 January 1464.

IN Nomine Domini, Amen: Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno ab Incarnacione Domini, secundum computacionem regni Scocie, millesimo cccc^{mo} sexagesimo quarto, mensis vero Januarii die xvii, indictione xiii, pontificatus sanctissimi in Christo patris et domini nostri, domini Pauli, diuina prouidencia pape secundi, anno primo: In mei notarii publici et testium subscriptorum presencia, personaliter constitutus prouidus vir, Willelmus Steward, filius naturalis Jacobi Steward de Albany, procurator et procuratorio nomine dicti Jacobi patris sui, de cuius procuracionis mandato et facultate sufficiente michi satis constabat legitimis documentis, ad principale messuagium dimidietatis terrarum orientalium de Baldorane, iacentium in comitatu de Leuenax, et infra vicecomitatum de Strielyne, accedens, et super solum eiusdem stans, quoddam breue de saysina nobilis et potentis domini, Johannis Steward, Domini de Dernle, produxit, et prouido viro, Domino Murdaco Steward de Albany militi, balliuo dicti Domini de Dernle ad infrascripta specialiter deputato, presentauit, ac michi notario publico exhibuit perlegendum; cuius breue tenor sequitur, et est talis: Johannes Steward, Dominus de Dernle, dilecto consanguineo meo, Murdaco Steward militi, balliuo meo in hac parte, Salutem; Quia concessi hereditarie meo consanguineo predilecto, Jacobo Steward de Albany, filio naturali quondam Jacobi Steward, filii Domini Murdaci Steward, olim Ducis Albanie, et Comitibus de Fyff et Menteth, totam et integram meam partem orientalem terrarum mearum **de Baldorane**, cum pertinenciis, iacentium in comitatu de Leuenax, et infra vicecomitatum de Strielyne; Vobis mando et precipio quatenus dicto Jacobo, uel suo certo actornato et procuratori latori presencium, saysinam hereditariam dicte medie partis orientalis terrarum antedictarum de Baldorane, cum pertinenciis, secundum tenorem carte mee dicto Jacobo, et heredibus suis desuper confecte, visis presentibus tradatis indilate, saluo iure cuiuslibet, nullo modo omittatis; ad quod faciendum vobis tenore presencium plenariam committo potestatem; In cuius rei testimonium sigillum meum presentibus est appensum, apud burgum de Strielyne, viio die mensis Januarii, anno Domini millesimo cccc^{mo} sexagesimo quarto: Quo perlecto, et in wlgari exposito, prefatus Dominus Murdacus Steward miles, iuxta mandatum in eodem breue contentum, statum et saysinam hereditariam dicte dimidietatis terrarum orientalium de Baldorane, cum pertinenciis, prefato Willelmo Steward, procuratorio nomine quo supra, videlicet, Jacobi Steward patris sui, secundum tenorem carte prefati Domini de Dernle desuper confecte, ac ibidem ostense, publicate, et lecte, per terre et lapidis tradicionem, ut moris est, tradidit et donauit cum effectu, eidem Jacobo Steward, heredibus suis et assignatis, pro perpetuo remansuris; saluo iure cuiuslibet: Super quibus omnibus et singulis, prefatus Willelmus Steward, procuratorio nomine prefati patris sui, a me notario publico infrascripto sibi fieri petiit publicum instrumentum: Acta erant hec apud ipsam terram, hora quasi nouena ante meridiem, anno, mense, die, indictione, et pontificatu quibus supra: Presentibus ibidem prouido viro, **Roberto de Kyncade de Craglokkard**, Domini Willelmo Capellano, commorante cum eodem; **Patricio, Daud et Roberto, filiis eiusdem Roberti de Kyncade**, Roberto Petygrew, Willelmo de Glorate, Donald Blar, Aulay Blar, Arthuro Roberti, Johanne Henrici, Roberti Armorar clerico, Patricio Armorar, **Donald de Kyncade**, Jacobo Lyone, Johanne Lyone, et **Roberto filio Donaldi de Kyncade**, cum multis aliis testibus ad premissa vocatis specialiter et rogatis. Et ego Johannes Zong, presbiter Glasguensis diocesis, publicus auctoritate imperiali notarius: Premissis, etc. Johannes Zong. [Fraser, William. The Stirlings of Keir: And Their Family Papers. Edinburgh, 1858. p. 233-235, no. 38].

- Abstract of Instrument of Seisin in favour of James Stewart of Albany, of the east part of Baldorane. Dated 17 January 1464. The notary testifies that on the above date a provident man, William Steward, natural son of James Steward of Albany, as procurator for his father, coming to the principal messuage of the above lands, and standing on the "solum" thereof, produced to him a writ [breve] of seisin of a noble and potent lord, John Stewart, Lord of Dernle, and handed the same to a provident man, Sir Murdac Stewart, knight, bailiff of the said lord specially deputed, to be read by the said notary, whereof the tenor follows--[the terms and the date are precisely similar to those of the deed recited in the immediately preceding crown charter]; which being read, the said Sir Murdac Stewart gave seisin to the said William, on behalf of his father James, of the said lands by delivery of the usual symbols of earth and stone; which things were done about the ninth hour before mid-day on the date above specified, before **Robert of Kyncade of Craiglokkard**, Sir William, chaplain, dwelling with him; **Patrick, David, and Robert, sons of the said Robert Kyncade**, Robert Petygrew, William of Glorate, Donald Blar, Aulay Blar, Arthur Robertson, John Henryson, Robert Armorar, clerk, Patrick Armorar, **Donald of Kyncade**, James Lyone, John Lyone, and **Robert, son of Donald of Kyncade**, with many others. [Attested by] Johannes Zong, priest of the diocese of Glasgow, and notary public by imperial authority, &c. [Bain, Joseph. The Stirlings of

Craigbernard and Glorat, Representatives of the House of Cadder and the Earls of Bothwell, And notices of their Cadets, some leaves of Lennox history, with Appendix of Charters and other documents. Edinburgh: Privately printed, 1885. Appendix: 68-69, no. 8].

- 1473 October 27th. Notarial Instrument narrating that in presence of James Schaw of Salchy, sheriff of Stirling, in the court house at Stirling there compeared Elizabeth Menteith, one of the heirs of the deceased Duncan, Earl of Lennox, and acknowledged that she renounced all claim she had upon the lands belonging to William Edmonstoun of Duntrethe within the earldom of Lennox, upon which Instruments were taken by the said William de Edmonstoun and by John Napier, spouse of the said Elizabeth; witnesses, John, Earl of Lennox, Robert, Lord Lyle, Archibald de Dundas of that Ilk, knight, William Charteris of Cagnor knight, **Robert de Kincad of Craglokhart**, John Blare of Fynwick, Malcolm Makclery of Garten, Alexander Calentare, Matthew Forester etc. [National Archives of Scotland, Edinburgh, UK. GD97: Papers of the Edmonstone family of Duntreath. Edmonstone, no. 15].
- **Discussion:** Robert Kincaid was deceased by 28 May 1474 when a precept of clare constat was issued by Robert lord Fleming to **William of Kyncade, son of the late Robert of Kincade of that Ilk** for the lands of Inchbrek [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/12/6].

(Children)

- i. **William Kincaid of that Ilk** (to follow)
- ii. **Patrick Kincaid of that Ilk** (to follow)
- iii. **David Kincaid** (bef 1451 - aft 1498).
 - **David, son of Robert of Kyncade of Craiglokkard**, witnessed an instrument of sasine in favour of James Stewart of Albany of the east part of Baldorane on 17 January 1464/5:

IN Nomine Domini, Amen: Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno ab Incarnacione Domini, secundum computacionem regni Scocie, millesimo ccccmo sexagesimo quarto, mensis vero Januarii die xvii, indictione xiii, pontificatus sanctissimi in Christo patris et domini nostri, domini Pauli, diuina prouidencia pape secundi, anno primo: In mei notarii publici et testium subscriptorum presencia, personaliter constitutus prouidus vir, Willelmus Stewarde, filius naturalis Jacobi Stewarde de Albany, procurator et procuratorio nomine dicti Jacobi patris sui, de cuius procuracionis mandato et facultate sufficiente michi satis constabat legitimis documentis, ad principale messuagium dimidietatis terrarum orientalium de Baldorane, iacentium in comitatu de Leuenax, et infra vicecomitatum de Striuelyne, accedens, et super solum eiusdem stans, quoddam breue de saysina nobilis et potentis domini, Johannis Stewarde, Domini de Dernle, produxit, et prouido viro, Domino Murdaco Stewarde de Albany militi, balliuo dicti Domini de Dernle ad infrascripta specialiter deputato, presentauit, ac michi notario publico exhibuit perlegendum; cuius breue tenor sequitur, et est talis: Johannes Stewarde, Dominus de Dernle, dilecto consanguineo meo, Murdaco Stewarde militi, balliuo meo in hac parte, Salutem; Quia concessi hereditarie meo consanguineo predilecto, Jacobo Steward de Albany, filio naturali quondam Jacobi Stewarde, filii Domini Murdaci Stewarde, olim Ducis Albanie, et Comitis de Fyff et Menteth, totam et integram meam partem orientalem terrarum mearum de Baldorane, cum pertinentiis, iacentium in comitatu de Leuenax, et infra vicecomitatum de Striuelyne; Vobis mando et precipio quatenus dicto Jacobo, uel suo certo actornato et procuratori latori presencium, saysinam hereditariam dicte medie partis orientalis terrarum antedictarum de Baldorane, cum pertinentiis, secundum tenorem carte mee dicto Jacobo, et heredibus suis desuper confecte, visis presentibus tradatis indilate, saluo iure cuiuslibet, nullo modo omittatis; ad quod faciendum vobis tenore presencium plenariam committo potestatem; In cuius rei testimonium sigillum meum presentibus est appensum, apud burgum de Striuelyne, viio die mensis Januarii, anno Domini millesimo ccccmo sexagesimo quarto: Quo perlecto, et in wlgari exposito, prefatus Dominus Murdacus Steward miles, iuxta mandatum in eodem breue contentum, statum et saysinam hereditariam dicte dimidietatis terrarum orientalium de Baldorane, cum pertinentiis, prefato Willelmo Stewarde, procuratorio nomine quo supra, videlicet, Jacobi Stewarde patris sui, secundum tenorem carte prefati Domini de Dernle desuper confecte, ac ibidem ostense, publicate, et lecte, per terre et lapidis tradicionem, ut moris est, tradidit et donauit cum effectum, eidem Jacobo Steward, heredibus suis et assignatis, pro perpetuo remansuris; saluo iure cuiuslibet: Super quibus omnibus et singulis, prefatus Willelmus Steward, procuratorio nomine prefati patris sui, a me notario publico infrascripto sibi fieri petiit publicum instrumentum: Acta erant hec apud ipsam terram, hora quasi nouena ante meridiem, anno, mense, die, indictione, et pontificatu quibus supra: Presentibus ibidem prouido viro, **Roberto**

de Kyncade de Craglokkard, Domini Willelmo Capellano, commorante cum eodem; **Patricio, David et Roberto, filiis eiusdem Roberti de Kyncade**, Roberto Petygrew, Willelmo de Glorate, Donaldto Blar, Aulay Blar, Arthuro Roberti, Johanne Henrici, Roberti Armorar clerico, Patricio Armorar, Donaldto de Kyncade, Jacobo Lyone, Johanne Lyone, et Roberto filio Donaldi de Kyncade, cum multis allis testibus ad premissa vocatis specialiter et rogatis. Et ego Johannes Zong, presbiter Glasguensis diocesis, publicus auctoritate imperiali notarius: Premissis, etc. Johannes Zong

[Fraser, William. The Stirlings of Keir: And Their Family Papers. Edinburgh, 1858. p. 233-235, no. 38].

- **It is not certain**, but he was possibly the following **David de Kincaid** given that that charter was by the Kincaids superior, the Hamiltons of Bardowie, and a neighbour, John Stirling of Cragbernard, was also a witness:

{A.D. 1487} Apud Edinburgh, 7 Oct. Rex confirmavit cartam Johannis Hammyltoun de Bardowy,--(qua concessit filio suo et heredi apparenti Johanni Hammyltoun, et Margarete Spreule ejus sponse,--pro filiali dilectione et pro ejus benemeritis, &c.,--terras de Ballinkere, in comitatu de Levenax, vic. Striveling:--Tenend. dictis Joh. et Marg. et eorum alteri diutius viventi in conjuncta infeodatione et heredibus inter ipsos legitime procreatis, quibus deficientibus, dicto Joh. patri et propinquiorebus heredibus suis quibuscunque, a dicto Joh. patre, de rege tanquam comite de Levenax:--Reddend. servitia debita et consueta, et wardam et relevium cum contigerint:--Test. Joh. Ogilvy filio et apparente herede Jac. O. de Erly militis, Joh. Striveling de Cragbernard, Rob. Brus de Westirbenyng, Rob. Menteth de Law, Rob. Danyelstoun, Rob. Buntyn, **Dav. de Kincaid**:--Apud Edinburgh, 24 Mar., 1486) [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1424-1513. Ed. James Balfour Paul. Edinburgh: H.M. General Register House, 1882. p. 355, no. 1686].

- 30th March 1498. ... {Mutual Lawburrows. Duntreath. Lord Fleming. Kincaid. Glorat} "The Lard of Duntreith is becummyn plege and souerte for the **Lard of Kincaid**, that Jhone, Lord Flemyng, salbe harmeles and skaithles of him and al that he may let, utherwayis than law will, under the pane of vc merkis; and the sade **Lard of Kincaid** is bound til releif and kep skaithles the sade Lard of Duntreith." "The **Lard of Kincaid** is becummyn plege and souerte for **David Kincaid, his bruther**, that Jhone, Lord Flemyng, salbe harmeles and skaithles of him and al that he may let, under the pane of vc merkis." "Jhone, Lord Flemyng, is becummyn plege and souerte for Robert Flemyng that the **Lard of Kincaid and David Kincaid, his bruther**, salbe harmeles and skaithles of him and al that he may let, under the pane of vc merkis." ... "[Jhone], Lord Flemyng, is becummyn plege and souerte for Robert Flemyng that **Johne of Kincaid** and Wil Glorat salbe harmeles and skaithles of him and al that he may let, under the pane of vc merkis" [Acta Dominorum Concilii: Acts of the Lords of Council in Civil Cases Vol. II. A.D. 1496-1501. Ed. George Neilson and Henry Paton. Edinburgh: H.M.'s Stationery Office, 1918. p. 159-160. This dispute must have had to do with the lands of Inchbelly as evidenced by the preceding record of the same date].
- 30th March 1498, post meridiem ... {Lawburrows. Kincaid. See p. 159} "Jhone, Lord Drummond, is becummyn plege and souerte for Jhone, Lord Flemyng, that the **Lard of Kincaid, David Kincaid, his bruther, Jhone of Kincaid**, and Wilyeam Glorat, salbe harmeles and skaithles of him and al that he may let utherwayis than law will, under the pane of jm merkis" [Acta Dominorum Concilii: Acts of the Lords of Council in Civil Cases Vol. II. A.D. 1496-1501. Ed. George Neilson and Henry Paton. Edinburgh: H.M.'s Stationery Office, 1918. 161].
- **It is not certain**, but he is possibly the following David Kincaid as the record relates to his brother Patrick Kincaid of that ilk.

{A.D. 1506} Calender. Anno Domini M° quingentesimo sexto, die Veneris 3° mensis Julii, indictione ix, pontificatus Julii 2di 3°, et regni Jacobi quarti anno xix: In presencia mei locumtenentis discreti viri domini Georgii Symontoun commissarii jurisdictionis de Campsy, pro tribunali sedentis, ad jura reddenda et causas audiendas, in ecclesia metropolitana Glasguensi, Henricus Calender comparens obtulit se realiter porrigere excepcionem contra ineptitudinem petitionis **Patricii Kincaide de eodem**, in actis curie contente, et porrecte contra dictum Henricum Calender, quam tamen excepcionem non habuit extunc in scriptis porrigendam, et hoc inter hinc et primam horam post meridiem, vel ante remocionem et erectionem mei locumtenentis predicti a judicio et tribunali dicte

diete: Peciit idem Calender instrumenta: Acta judicialiter hora xj ante meridiem, vel eacirca; testibus, Magistro Jacobo Stewart, vicario de Colmonell, dominis Georgio Masone, Willelmo Gartschore et **Dauid Kincaid** [Liber Protocollorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. II. London: Printed for the Grampian Club, 1875. p. 140, no. 185].

- It is not certain, but he is possibly the following David Kincaid.
 - Rede, the Chancellor. Instrument on the declaration and acknowledgment by Henry Kalentare, before Mr Martin Rede, chancellor of Glasgow, and Robert Smaly, serjeant of Mathew Earl of Lennox, that he was owing from that time to the said lord chancellor 6 merks of usual money, for the teind of Easter Muckracht, in the parish of Campsy, for the year 1506, and eight bolls of oatmeal for the said teind of the year 1507; and on the presentation by the chancellor to the said serjeant, before the said Henry, of a precept in writing, under the subscription of Mathew Earl of Lennox, commanding the serjeant, after the confession of debts by the said Henry, to fence for the use of the said lord chancellor eleven bolls of victual due by **David Kincaid** to the said Henry, which were then in the hands of David's cautioners, and to apprise the goods of the cautioners for payment of the said eleven bolls to the chancellor. Done within the church glebe of Campsy, 20th August 1508 [Liber Protocollorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. I. London: Printed for the Grampian Club, 1875. p. 408, no. 294].
 - {A.D. 1508} Rede Cancellarius. Die Dominica xx^o Augusti, anno, indictione, pontificatu, et anno regni, quibus immediate supra: Henricus Kalentare coram M. Martino Rede cancellario Glasguensi, et Roberto Smaly sergiando Mathei domini comitis de Lenax, et me notario publico, et testibus infrascriptis, non vi aut metu ductus, etc., sed, etc., palam et iteratis vicibus confessus est, et in veritate recognouit et dixit, se debere extunc dicto domino cancellario sex merkas vsualis monete pro decima de Ester Mwkracht in parrochia de Campsy de anno quingentesimo sexto, et octo bollas farine sufficientis pro dicta decima de anno quingentesimo vij^o: Quiquidem cancellarius ad statim presentauit prefato sergiando coram dicto Henrico preceptum in scriptis redactum, et subscripcione manuali prefati Mathei comitis de Lenax roboratum, continens in se mandatum dicto sergiando, post confessionem debitorum per dictum Henricum, ad fensandum ad vtilitatem dicti domini cancellarii xj bollas victualium debitas per **Dauid Kincaid** prefato Henrico, et extunc existentes in manibus fideiussorum dicti Dauid, et ad apreciandum bona eorundem fideiussorum, pro solucione habenda de huiusmodi xj bollis ad vtilitatem dicti cancellarii, et causandum dictum cancellarium inde et de premissis modo quo supra persolui, cum ceteris clausulis in eodem precepto ad plenum insertis: Peciit idem cancellarius instrumenta: Acta intra glebam ecclesiasticam de Campsy, hora 2^a post meridiem, vel eacirca; testibus in confessione debiti, Roberto Smaly sergiando, et Johanne Rede clerico; et in presentacione precepti, eisdem testibus, et domino Roberto Armour, Johanne Risk, et Johanne Chery [Liber Protocollorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. II. London: Printed for the Grampian Club, 1875. p. 238, no. 294].
 - Kincayd. Instrument on the declaration by **David Kincayd and John Kincayd**, that they had previously paid to Mr Martin Rede, chancellor of Glasgow, a part of the sum due to him for their garbal teinds, for which they stood excommunicated by letters at his instance; and that they had there 5 merks more of the money to be delivered to him, which they offered to Sir Edward Tayt, his factor, offering at the same time to apprise certain cattle in Campsy to the said chancellor and his factors for the remainder of the sum due to him, if he would go to the parish of Campsy, where the said cattle were pastured, as they asserted, to pay their debts for the garbal teinds of Campsy; and begging to be absolved by the notary,

as commissary of the jurisdiction of Campsy for the time; to which the said Sir Edward, factor, asserted that he had there compulsory letters by which they stood excommunicated, and that if they were willing to satisfy him, in name of the chancellor, for all the debt contained therein, he was prepared to receive and to give them acquittances therefor, and to consent in his master's name to their being absolved, or to do the same in reference to partial payment. Done in the city of Glasgow, on the north side of the cathedral church, Sabbath, 23d December 1508 [Liber Protocollorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. I. London: Printed for the Grampian Club, 1875. p. 419, no. 321]:

- {A.D. 1508} Kyncaid. Die Sabbati, xxij Decembris, anno quingentesimo viij^o, indictione xij, pontificatus Julii 2di anno sexto, et regni anno xxj^o: **Dauid Kyncaid, et Johannes Kyncaid**, asserentes verbo se alias soluisse venerabili viro Magistro Martino Rede, cancellario Glasguensi, partem summe sibi debite pro suis decimis garbalibus, pro qua extant excommunicati, per literas compulsoriales ad instanciam eiusdem, ac illic habere aliam partem pecunie ad valorem quinque mercarum sibi deliberandam, quam verbo obtulerunt domino Eduardo Tayt, factori dicti cancellarii; ac eciam offerentes verbo appreciari certa bona existencia in Campsy, dicto cancellario et factoribus suis, pro residuo summe eidem debite, si ipse cancellarius aut siii factores volebant accedere ad parochiam de Campsy, vbi dicta bona pasturantur et sunt, et vbi ipsi tenentur, ut ipsi asseruerunt, soluere sua debita pro decimis garbalibus de Campsy, petierunt se absolui per me notarium publicum, commissarium iurisdictionis de Campsy pro tempore, offerentes verbo se velle facere erga huiusmodi debita quod tenentur de iure facere, dicto domino cancellario et dicto suo factori, si volebant consentire in absolutione eorundem: Dictus domiuus Eduardus factor cancellarii asseruit se habere literas illic compulsoriales, vigore quarum extant excommunicati, et si volebant satisfacere sibi nomine dicti cancellarii, ad omne debitum contentum in ipsis compulsorialibus, se velle et esse paratum recipere, et de receptis nomine dicti cancellarii quitancias dare, et consentire nomine sui domini in absolutione eorundem; aut si vellent aliquam partem debiti contenti in ipsis compulsorialibus sibi deliberare, se velle et esse promptum recipere, et de parte recepta quitauciam dare, et eosdem nomine dicti cancellarii exonerare de eadem : Peciit idem Dauid et Johannes instrumenta: Acta intra civitatem Glasguensem, ex parte boriali ecclesie metropolitane, hora 2a post meridiem; testibus, **Patricio Kyncaid, Petro Kyncaid**, Patricio Armore, Dauid Cadder [Liber Protocollorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. II. London: Printed for the Grampian Club, 1875. p. 254-255, no. 321].
- It is not certain, but he is possibly the following David Kincaid.

{A.D. 1511} Mason. Die Martis, xvij Junii, anno quingentesimo xj, indictione xiiij, pontificatus Julii 2di anno viij^o, et regni anno xxiiij: Georgius Striueling, dominus de Cragbernard, heres quondam domini Johannis Striueling de Cragbernard, militis, primi fundatoris et erectoris cuiusdam capellanie perpetue, de nouo fundate in parochiali ecclesia de Campsy, ad altare Beate Marie Virginis in eadem, vel in sacello siue capella, suis impensis extruendo, et in sacello sine capella de Cragbernard, de certis annuis redditibus de terris de Gloret et Cragbernard annuatim exeuntibus, et earatione, patronus vnus dicte capellanie perpetue, huiusmodi capellaniam perpetuam de nouo fundatam et erectam, cum omnibus suis iuribus et pertinentiis, discreto viro domino Georgio Mason presbitero, pro toto tempore vite sue, cum plenitudine iuris, donauit et assignauit, ac tenore presentium donat et assignat, et de eadem sibi prouidit; ipsumque dominum Georgium, propter hoc coram ipso personaliter constitutum, per birreti traditionem inuestiuit de eadem, curam regimen et administrationem eiusdem sibi plenarie committens: Quare prefatus Georgius, ad altare Beate Marie predictum personaliter accedens, dictum dominum Georgium in realem, actuaalem et corporalem possessionem dicte capellanie, iuriumque et pertinentium

omnium eiusdem, induxit, posuit, et recepit, et ad huiusmodi capellaniam perpetuam, et in capellanum perpetuum eiusdem admisit, per traditionem cornu altaris, libri, calicis, et ornamentorum eiusdem: Qui quidem dominus Georgius huiusmodi corporalem possessionem, prout melius et efficacius potuit et sciuit, recepit, intrauit, nactus est, et adeptus est predictum cornu altaris, librum, calicem, et ornamenta altaris, tangens, et super eis, in signo vere possessionis adeptus, manum apponens: Peciit idem dominus Georgius instrumenta, quibus Georgius patronus concessit sigillum: Acta in ecclesia de Campsy, hora quasi quarta post meridiem vel circa; testibus, Willelmo Striueling, Andrea Galbraith, **Dauid Kyncaid**, **Johanne Kyncaid**, Johanne Morison, Joanne Layng, Waltero Lenax, et domino Thoma Williamson, presbitero [Liber Protocollorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. II. London: Printed for the Grampian Club, 1875. p. 413-414, no. 537].

- **It is not certain**, but he is possibly the following David Kincaid.
{A.D. 1512} At Edinburgh, 30 Nov. A Licence, Protectioun, Respit and Exemptioun maid to William Strivelin of Gloret, Archibald Buntyne, William Buntyne, Johne Buntyn, Umfray Buntyn, **Johne Kincaid**, Allan Buntyn, William Buchquhannan, **David Kincaid**, **Patrik Kincaid**, Robert Fargussoun, Johne Wilsoun, Robert Purdy, Walter Cowbroch, Robert Montgomery, Cuthbert Montgomery, Johne Smyth, and John Birsbane, thair propir landis, tenentis, familiaris, factouris, procuratouris, intronettouris and all thair landis, etc.; and respittis all thair actionis, etc., for the space of a zere nixt tocum efter the date hereof, and exemys thaim fra all compering to parliamentis, sessionis, etc., for the said tyme, etc. Subscripta per Regem. Gratis Johanni Birsbane per dominum [Registrum Secreti Sigilli Regum Scotorum: The Register of the Privy Seal of Scotland. Ed. M. Livingstone. Edinburgh: H. M. General Register House, 1908. Vol. 1 (A.D. 1488-1529): p. 372-373, no. 2450].

iv. **Robert Kincaid** (bef 1451 - aft 1465).

- **It is not certain**, but he was possibly the **Robert de Kyncade** who served on an inquest on 17 April 1460 which found Edward Levingstone son and heir of the late William Levingstone of Balcastel in the lands of Kellynsyth. It could have related to his father, but one would assume that his father would then have been styled Robert of Kyncade of that ilk.
1460 April 17th. Instrument of Sasine of Edward Levingstone, son and heir of the deceased William Levingstone of Balcastel, in the lands of Lelynsyth, with pertinents proceeding upon his service as heir to his said father, which is inserted, and gives among the names of the inquest: William de Moravia, sheriff depute of Stirling; Sir William de Erth of Plane; William de Monteth of Alveth, sheriff of Clackmannan; Archibald de Conynghame; Robert de Conynghame; James de Schaw; Robert de Calentare; Andrew de Carrybbir; Richard de Redhuycht; **Robert de Kyncade**, etc. As witnesses to the Sasine were Sir John of Balcasky, dean of christianity of Haddington; William Hatle of Malastainys; William Cokburn, son and heir of the Lord of Calmuir, etc. [National Archives of Scotland, Edinburgh, UK. GD97: Papers of the Edmonstone family of Duntreath. Livingston, no. 15-2].
- **It is not certain**, but he likely witnessed the following with his father.
Robert of Kyncade of that ilk acquired the land of Inchbelly, in the lordship of Altermony, Stirlingshire from Robert, lord Fleming of Altermony, by a charter dated at Edinburgh 20 June 1460. The witnesses included one **Robert Kyncade** [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/12/2].
- **Robert, son of Robert of Kyncade of Craiglokkard**, witnessed an instrument of sasine in favour of James Stewart of Albany of the east part of Baldorane on 17 January 1464/5:

IN Nomine Domini, Amen: Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno ab Incarnacione Domini, secundum computacionem regni Scocie, millesimo cccmo sexagesimo quarto, mensis vero Januarii die xvii, indictione xiii, pontificatus sanctissimi in Christo patris et domini nostri, domini Pauli, diuina prouidencia pape secundi, anno primo: In mei notarii publici et testium subscriptorum presencia, personaliter constitutus prouidus vir, Willelmus Steward, filius naturalis Jacobi Steward de Albany, procurator et procuratorio nomine dicti Jacobi

patris sui, de cuius procuracionis mandato et facultate sufficiente michi satis constabat legitimis documentis, ad principale messuagium dimidietatis terrarum orientalium de Baldorane, iacentium in comitatu de Leuenax, et infra vicecomitatum de Striuelyne, accedens, et super solum eiusdem stans, quoddam breue de saysina nobilis et potentis domini, Johannis Stewarde, Domini de Dernle, produxit, et prouido viro, Domino Murdaco Stewarde de Albany militi, balliuo dicti Domini de Dernle ad infrascripta specialiter deputato, presentauit, ac michi notario publico exhibuit perlegendum; cuius breue tenor sequitur, et est talis: Johannes Stewarde, Dominus de Dernle, dilecto consanguineo meo, Murdaco Stewarde militi, balliuo meo in hac parte, Salutem; Quia concessi hereditarie meo consanguineo predilecto, Jacobo Steward de Albany, filio naturali quondam Jacobi Stewarde, filii Domini Murdaci Stewarde, olim Ducis Albanie, et Comitis de Fyff et Menteth, totam et integram meam partem orientalem terrarum mearum de Baldorane, cum pertinenciis, iacentium in comitatu de Leuenax, et infra vicecomitatum de Striuelyne; Vobis mando et precipio quatenus dicto Jacobo, uel suo certo actornato et procuratori latori presencium, saysinam hereditariam dicte medie partis orientalis terrarum antedictarum de Baldorane, cum pertinenciis, secundum tenorem carte mee dicto Jacobo, et heredibus suis desuper confecte, visis presentibus tradatis indilate, saluo iure cuiuslibet, nullo modo omittatis; ad quod faciendum vobis tenore presencium plenariam committo potestatem; In cuius rei testimonium sigillum meum presentibus est appensum, apud burgum de Striuelyne, viio die mensis Januarii, anno Domini millesimo cccmo sexagesimo quarto: Quo perlecto, et in wlgari exposito, prefatus Dominus Murdacus Steward miles, iuxta mandatum in eodem breue contentum, statum et saysinam hereditariam dicte dimidietatis terrarum orientalium de Baldorane, cum pertinenciis, prefato Willelmo Stewarde, procuratorio nomine quo supra, videlicet, Jacobi Stewarde patris sui, secundum tenorem carte prefati Domini de Dernle desuper confecte, ac ibidem ostense, publicate, et lecte, per terre et lapidis tradicionem, ut moris est, tradidit et donauit cum effectum, eidem Jacobo Steward, heredibus suis et assignatis, pro perpetuo remansuris; saluo iure cuiuslibet: Super quibus omnibus et singulis, prefatus Willelmus Steward, procuratorio nomine prefati patris sui, a me notario publico infrascripto sibi fieri petiit publicum instrumentum: Acta erant hec apud ipsam terram, hora quasi nouena ante meridiem, anno, mense, die, indictione, et pontificatu quibus supra: Presentibus ibidem prouido viro, **Roberto de Kyncade de Craglokkard**, Domini Willelmo Capellano, commorante cum eodem; **Patricio, Dauid et Roberto, filiis eiusdem Roberti de Kyncade**, Roberto Petygrewe, Willelmo de Glorate, Donaldo Blar, Aulay Blar, Arthuro Roberti, Johanne Henrici, Roberti Armorar clerico, Patricio Armorar, Donaldo de Kyncade, Jacobo Lyone, Johanne Lyone, et Roberto filio Donaldi de Kyncade, cum multis aliis testibus ad premissa vocatis specialiter et rogatis. Et ego Johannes Zong, presbiter Glasguensis diocesis, publicus auctoritate imperiali notarius: Premissis, etc. Johannes Zong [Fraser, William. The Stirlings of Keir: And Their Family Papers. Edinburgh, 1858. p. 233-235, no. 38].

William Kincaid of that Ilk [bef 1447 - between 8 July 1493 & 27 June 1496; Laird from c1474].

- It is not certain, but he was possibly the following **William de Kyncade**:
1459/60 January 10th. Retour of the special service of Robert Callendar son of Robert Callendar of Dowrot, who died last seised in the lands of Dowrot as heir to his father in those lands which were in the barony of Calendar. He died about three months ago. Exped at Calentyr, there being upon the jury, inter alias William Stirling of Keyr, James of Shaw of Sauquhy, Alexander Mure of Strathmure, **William de Kyncade de Auchinmady**, **George Kyncade of Pentyintoskan**, John of Lyvingstoun of Kyppen, Robert Forrester of Torwode, Robert de Forsithe, Alexander de Calentar, William de Calantyre, **Malcolm de Kyncade** and Michael Androsoun [National Archives of Scotland, Edinburgh, UK. GD97: Papers of the Edmonstone family of Duntreath. Edmonstone, no. 9].
- On 27 May 1474 at Kyncaide, a testimonial was given by William Douglas of Walkingfield stating that he had given sasine of the lands of Inchbelly to **William of Kyncaide of that Ilk** on a precept by Lord Robert Fleming. Witnesses included **Patrick Kyncaide** and **David Kyncaid** [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/12/5].
- On 28 May 1474, a precept of clare constat was issued by Robert lord Fleming to **William of Kyncade, son of the late Robert of Kincade of that Ilk** for the lands of Inchbrek [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/12/6].

- Assigination by Patrick Champnay, son of the late John Champnay, who was son of the late William Champnay of Balcorroch, in favour of James Robertoun, burgess of Linlithqw, of letters of reversion made by **William Kincaid of that Ilk** to the said William Champnay for the lawful redemption of the lands of Ballincloich, Baldow [and] Champnay, lying in the earldom of Levenax within the sherifffdom of Striveling, for payment of the sum of 80 merks, and dated at Kincaid, the 27 of August 1480. Done in the notary's writing-chamber, the 22 of October 1562. Witnesses, Charles Drummond of Meidhope, James Ka, John Forrest bailie, Andrew Mylne, Claud Hammiltoun and John Cornwell ["Protocol Book of Nicol Thounis 1559-1564." Ed. James Beveridge and James Russell. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1927. Scottish Record Society. 57: p. 22, no. 103].
- 1482 October 1st. Retour of the Special Service of William Livingston as heir of the deceased Edward Livingston of Balcastell, his father, in the half of the Lordship of Kellinsyth, lying on the west side of the craig of Garvald with the west half of the lands of Glaswells, with pertinents, within the sherifffdom of Stirling, which were held of the King blench for a pair of spurs; which have been in the King's hands for abouth three monthes since the death of the said Edward; expedie in the court house of Stirling before Thomas Lord Erskine, sheriff of Stirling, on 1st October 1482, the jury consisting of William Menteith of West Kerse, Walter Trumbull of Gargunnok, David Drummond of Crannok, David Graham of Gargunnok, Andrew Cuninghame of Drumquhassill, Robert Drummond of Ermore, William Levingstoun in Kilsyth, Andrew Calbraith of Culcruche, John Broyse of Stanehouse, Thomas Byssat of Quarel, Alexander Forester of Torwood, George Graham of Achincloch, Alexander Cuninghame of Lekkye, **William Kyncaid of that Ilk**, Cuthbert Lyddale and Malcom Parise [National Archives of Scotland, Edinburgh, UK. GD97: Papers of the Edmonstone family of Duntreath. Livingston, no. 34].
- On 8 March 1482/3, an instrument of protestation was made by **William of Kyncaide of that Ilk** stating that he did not break a royal proclamation by buying the lands of Inchbelly from Robert, Lord Fleming [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 12/1/7].
- On 6 June 1486, **William Kyncade of that Ilk** was noted as a bailie in the earldom of Lennox, sherifffdom of Stirling in an instrument of sasine in favour of John Striveling, son and apparent heir of John Striveling of Craigharnet for the lands of Craigharnet, Balgrothqueris, Kirpatrick, Leythhedis and Balglas in the earldom of Lennox [National Archives of Scotland, Edinburgh, UK. GD237/24/1].
- 1492 March 27. Special retour in favour of **Patrick Kincade, brother of deceased William Kincade**, in lands of Craglockhart in sherifffdom of Edinburgh, and of a croft which belonged to deceased William Farnlee commonly called Poketsleif, lying below the wall of the Castle of Edinburgh near le Tolcorss, on north of high street from burgh of Edinburgh towards Corstorfin. 1 entire seal and 2 fragments [National Archives of Scotland, Edinburgh, UK. GD243/1/2/1: Messrs Lindsays WS, Inventory of Craglockhart documents].
 - **Discussion:** The dating of this retour creates a problem. As the records below show, Patrick Kincaid of that Ilk certainly held the lands of Craglockhart and was heir to his brother William Kincaid of that Ilk. This William Kincade is stated to be deceased on 27 March 1492, but the following record shows that William Kincaid of that Ilk was alive on 8 July 1493. There are other records supporting the retour being in 1492.
- On July 8, 1493, a **Wil. Kincad de eodem** witnessed a charter, confirmed by King James IV on 16 May 1497, to Johannis Lindesay of Cowintoun of the lands of "Erlis-Orcheart":

{A.D. 1497} Apud Edinburgh, 16 Maii. Rex confirmavit cartam Johannis Lindesay de Cowintoun,--(qua concessit filio suo David Lindesay, et heredibus ejus,--terras de le Erlis-Orcheart, vic. Peblis,--pro vera affectione, &c., et pro ejus servitiis:--Tennend. a dicto Joh. de rege:--Reddend. unum denarium nomine albe firme:--Test. Wil. Vache de Dawik, Jac. Tounys, Wil. Flemyng de Borde, Joh. Inglis de Langlandhill, Geo. Flemyng filio et herede apparente dicti dom. de Borde., Rob. Burne, **Wil. Kincad de eodem**, D. Joh. Carmichell capellano ac notario publico, Pat. Atkinsone, Joh. Taillefere, Joh. Glennayis:--Apud Edinburgh, 8 Jul. 1493) [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1424-1513. Ed. James Balfour Paul. Edinburgh: H.M. General Register House, 1882. p. 501, no. 2355].
- **Discussion:** William Kincaid of that ilk was deceased by 27 June 1496 as his brother and heir was then referred to as **Patrick Kincaid of that Ilk** [The Records of the Parliaments of Scotland to 1707, K.M. Brown et al eds (St Andrews, 2007-2010), 1496/6/47. Date accessed: 7 February 2010. <http://www.rps.ac.uk/trans/1496/6/47>. See abstract below].

- 23rd June 1498. ... {Kincaid of that Ilk. Lord Fleming. Debt. Decree} "In the accione and cause persewit be **Patrik of Kincaid of that Ilk, bruther and aire to umquhile Wilyeam of Kincaid of that Ilk**, aganis Jhone, Lord Flemyng, nevo and aire to umquhile Robert, Lord Flemyng, to heire him refund and pay to the sade Patrik, aire to the sade umquhile Wilyeam, as the sade Jhone, Lord Flemyng, that is aire to his sade umquhile grantschir, the soume of lx of li. usuale money of the realme, like as is at mare lenth contenit [in] the summondis thareapone: Baith the sadis partiis, being personally present, the Lordis of Consale, with consent of the sadis partiis, decretis and deliveris that the sade Jhone, Lord Flemyng, as aire to the sade umquhile Robert, his grantschir, sal content and pay to the sade Patrik as aire to the sade Wilyeame, his bruther, the sade soume of threscore of pundis usuale money of the realme, because it was recoverit before the Lordis of Consale of before apone the sade umquhile Robert, togidder with his obligacione under his sele made to the sade umquhile Wilyeam and his ayeris efter the tenore of ane act and decret made thareapone schawin and producit before the Lordis; and ordanis our soverane Lordis letters be direct til compell and distrinze him his landis and gudis tharefore."

{Lord Fleming. Kincaid of that Ilk. Title to lands. Summons of error. Decree} "Anent the accione and cause persewit be Jhone, Lord Flemyng, aganis **Patrik Kincaid of that Ilk, the bruther and aire til umquhile Wilyeame of Kincaid of that Ilk**, anent a summondis of errour apone certane persons quhilkis past apone the serving of ane brief of inqueist of our soverane Lordis chapell impetrat be the sade Patrik be the deceise of the sade umquhile Wilyeam, his bruther, anent the landis of Ynchbelle with the pertinence liand in the lordship of Altermone and schiredome of Stirling, like as is at mare lenth contenit in the summondis thareapone: Baith the saidis partiis being personally present, the Lordis of Consale, with consent of the sadis partiis, decretis and deliveris that the sade Patrik sal deceist fra al occupation, lauboring and manuring of the sadis landis of Ynchbell with thare pertinence, til be broikit and joisit be the sade Jhone, Lord Flemyng, in tyme tocum as his heritage; and ordanis our soverane Lordis letters be direct thareapone" [Acta Dominorum Concilii: Acts of the Lords of Council in Civil Cases Vol. II. A.D. 1496-1501. Ed. George Neilson and Henry Paton. Edinburgh: H.M.'s Stationery Office, 1918. 228-229].

- **Discussion:** William Kincaid of Kincaid left no legitimate heirs but had two illegitimate sons; John and Peter, who were later legitimized by a royal precept dated 30 January 1515/16 [Registrum Secreti Sigilli Regum Scotorum: The Register of the Privy Seal of Scotland. Ed. M. Livingstone. Edinburgh: H. M. General Register House, 1908. vol. i (1488-1529): 414, no. 2693]. Letters of legitimation did not allow the person to become entitled to any part of their father's estate. In the absence of any descendants an illegitimate person's heir was the Crown. Letters of legitimation allowed others to inherit the illegitimate person's property as if they were actually legitimate. An illegitimate person also had the right to dispose of any of their property to whoever they wished while they were still alive.

(Children - illegitimate)

i. **John Kincaid.**

- 30th March 1498. ... {Mutual Lawburrows. Duntreath. Lord Fleming. Kincaid. Glorat} "The Lard of Duntreith is becommyn plege and souerte for the **Lard of Kincaid**, that Jhone, Lord Flemyng, salbe harmeles and skaithles of him and al that he may lat, utherwayis than law will, under the pane of vc merkis; and the sade **Lard of Kincaid** is bound til releif and kep skaithles the sade Lard of Duntreith." "The **Lard of Kincaid** is becommyn plege and souerte for **David Kincaid, his bruther**, that Jhone, Lord Flemyng, salbe harmeles and skathles of him and al that he may let, under the pane of vc merkis." "Jhone, Lord Flemyng, is becommyn plege and souerte for Robert Flemyng that the **Lard of Kincaid and David Kincaid, his bruther**, salbe harmeles and skaithles of him and al that he may let, under the pane of vc merkis." ... "[Jhone], Lord Flemyng, is becommyn plege and souerte for Robert Flemyng that **Johne of Kincaid** and Wil Glorat salbe harmeles and skaithles of him and al that he may let, under the pane of vc merkis" [Acta Dominorum Concilii: Acts of the Lords of Council in Civil Cases Vol. II. A.D. 1496-1501. Ed. George Neilson and Henry Paton. Edinburgh: H.M.'s Stationery Office, 1918. p. 159-160. This dispute must have had to do with the lands of Inchbelly as evidenced by the preceding record of the same date].
- 30th March 1498, post meridiem ... {Lawburrows. Kincaid. See p. 159} "Jhone, Lord Drummond, is becommyn plege and souerte for Jhone, Lord Flemyng, that the **Lard of Kincaid, David Kincaid, his bruther, Jhone of Kincaid**, and Wilyeam Glorat, salbe harmeles and skaithles of him and al that he may let utherwayis than law will, under the pane of jm merkis" [Acta Dominorum Concilii: Acts of the Lords of Council in Civil Cases Vol. II. A.D. 1496-1501. Ed. George Neilson and Henry Paton. Edinburgh: H.M.'s Stationery Office, 1918. 161].

- May 2, 1501.-Respite to **Johne of Kincaid** for the Slauchter of vmqle David Masone and for all vther actionis, &c.: For ane yere efter the date hereof [Pitcairn, Robert. Criminal Trials in Scotland, from A.D. M.CCCC.LXXXVIII to A.D. M.DC.XXIV, embracing the entire reigns of James IV. and V., Mary Queen of Scots, and James VI. Compiled from the original records and MSS. with Historical Notes and illustrations. Edinburgh, 1833. Volume first, part first, p. 102].
- Kincaid. Instrument on the declaration by **David Kincaid and John Kincaid**, that they had previously paid to Mr Martin Rede, chancellor of Glasgow, a part of the sum due to him for their garbal teinds, for which they stood excommunicated by letters at his instance ; and that they had there 5 merks more of the money to be delivered to him, which they offered to Sir Edward Tayt, his factor, offering at the same time to apprise certain cattle in Campsy to the said chancellor and his factors for the remainder of the sum due to him, if he would go to the parish of Campsy, where the said cattle were pastured, as they asserted, to pay their debts for the garbal teinds of Campsy; and begging to be absolved by the notary, as commissary of the jurisdiction of Campsy for the time; to which the said Sir Edward, factor, asserted that he had there compulsory letters by which they stood excommunicated, and that if they were willing to satisfy him, in name of the chancellor, for all the debt contained therein, he was prepared to receive and to give them acquittances therefor, and to consent in his master's name to their being absolved, or to do the same in reference to partial payment. Done in the city of Glasgow, on the north side of the cathedral church, Sabbath, 23d December 1508 [Liber Protocollorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. I. London: Printed for the Grampian Club, 1875. p. 419, no. 321]:
{A.D. 1508} Kyncaid. Die Sabbati, xxij Decembris, anno quingentesimo viij°, indictione xij, pontificatus Julii 2di anno sexto, et regni anno xxj°: **Dauid Kyncaid, et Johannes Kyncaid**, asserentes verbo se alias soluisse venerabili viro Magistro Martino Rede, cancellario Glasguensi, partem summe sibi debite pro suis decimis garbalibus, pro qua extant excommunicati, per literas compulsoriales ad instanciam eiusdem, ac illic habere aliam partem pecunie ad valorem quinque mercarum sibi deliberandam, quam verbo obtulerunt domino Eduardo Tayt, factori dicti cancellarii; ac etiam offerentes verbo appreciari certa bona existencia in Campsy, dicto cancellario et factoribus suis, pro residuo summe eidem debite, si ipse cancellarius aut siii factores volebant accedere ad parrochiam de Campsy, vbi dicta bona pasturantur et sunt, et vbi ipsi tenentur, ut ipsi asseruerunt, soluere sua debita pro decimis garbalibus de Campsy, petierunt se absolui per me notarium publicum, commissarium iurisdictionis de Campsy pro tempore, offerentes verbo se velle facere erga huiusmodi debita quod tenentur de iure facere, dicto domino cancellario et dicto suo factori, si volebant consentire in absolutione eorundem: Dictus domiuus Eduardus factor cancellarii asseruit se habere literas illic compulsoriales, vigore quarum extant excommunicati, et si volebant satisfacere sibi nomine dicti cancellarii, ad omne debitum contentum in ipsis compulsorialibus, se velle et esse paratum recipere, et de receptis nomine dicti cancellarii quitancias dare, et consentire nomine sui domini in absolutione eorundem; aut si vellent aliquam partem debiti contenti in ipsis compulsorialibus sibi deliberare, se velle et esse promptum recipere, et de parte recepta quitauciam dare, et eosdem nomine dicti cancellarii exonerare de eadem : Peciit idem Dauid et Johannes instrumenta: Acta intra civitatem Glasguensem, ex parte boriali ecclesie metropolitane, hora 2a post meridiem; testibus, Patricio Kyncaid, Petro Kyncaid, Patricio Armore, Dauid Cadder [Liber Protocollorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. II. London: Printed for the Grampian Club, 1875. p. 254-255, no. 321].
- {A.D. 1511} Mason. Die Martis, xvij Junii, anno quingentesimo xj, indictione xiiij, pontificatus Julii 2di anno viij°, et regni anno xxiiij: Georgius Striueling, dominus de Cragbernard, heres quondam domini Johannis Striueling de Cragbernard, militis, primi fundatoris et erectoris cuiusdam capellanie perpetue, de nouo fundate in parochiali ecclesia de Campsy, ad altare Beate Marie Virginis in eadem, vel in sacello siue capella, suis impensis extruendo, et in sacello sine capella de Cragbernard, de certis annuis redditibus de terris de Gloret et Cragbernard annuatim exeuntibus, et earatione, patronus vnus dicte capellanie perpetue, huiusmodi capellaniam perpetuam de nouo

fundatam et erectam, cum omnibus suis iuribus et pertinentiis, discreto viro domino Georgio Mason presbitero, pro toto tempore vite sue, cum plenitudine iuris, donauit et assignauit, ac tenore presentium donat et assignat, et de eadem sibi prouidit; ipsumque dominum Georgium, propter hoc coram ipso personaliter constitutum, per birreti traditionem inuestiuit de eadem, curam regimen et administrationem eiusdem sibi plenarie committens: Quare prefatus Georgius, ad altare Beate Marie predictum personaliter accedens, dictum dominum Georgium in realem, actuaalem et corporalem possessionem dicte capellanie, iuriumque et pertinentium omnium eiusdem, induxit, posuit, et recepit, et ad huiusmodi capellaniam perpetuam, et in capellanum perpetuum eiusdem admisit, per traditionem cornu altaris, libri, calicis, et ornamentorum eiusdem: Qui quidem dominus Georgius huiusmodi corporalem possessionem, prout melius et efficacius potuit et sciuit, recepit, intrauit, nactus est, et adeptus est predictum cornu altaris, librum, calicem, et ornamenta altaris, tangens, et super eis, in signo vere possessionis adeptus, manum apponens: Peciit idem dominus Georgius instrumenta, quibus Georgius patronus concessit sigillum: Acta in ecclesia de Campsy, hora quasi quarta post meridiem vel circa; testibus, Willelmo Striueling, Andrea Galbraith, **David Kyncaid**, **Johanne Kyncaid**, Johanne Morison, Joanne Layng, Waltero Lenax, et domino Thoma Williamson, presbitero [Liber Protocolorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. II. London: Printed for the Grampian Club, 1875. p. 413-414, no. 537].

- **It is not certain**, but he is likely the following Johne Kincaid with the David Kincaid being his uncle and the Patrick Kincaid his brother.
 {A.D. 1512} At Edinburgh, 30 Nov. A Licence, Protection, Respit and Exemption maid to William Strivelin of Gloret, Archibald Buntyn, William Buntyn, Johne Buntyn, Umfray Buntyn, **Johne Kincaid**, Allan Buntyn, William Buchquhannan, David Kincaid, Patrik Kincaid, Robert Fargussoun, Johne Wilsoun, Robert Purdy, Walter Cowbroch, Robert Montgomery, Cuthbert Montgomery, Johne Smyth, and John Birsbane, thair propir landis, tenentis, familiaris, factouris, procuratouris, intronettouris and all thair landis, etc.; and respittis all thair actiouns, etc., for the space of a zere nixt tocum efter the date hereof, and exemys thaim fra all compering to parliamentis, sessionis, etc., for the said tyme, etc. Subscripta per Regem. Gratis Johanni Birsbane per dominum [Registrum Secreti Sigilli Regum Scotorum: The Register of the Privy Seal of Scotland. Ed. M. Livingstone. Edinburgh: H. M. General Register House, 1908. Vol. 1 (A.D. 1488-1529): p. 372-373, no. 2450].
- {A.D. 1513} Flemmyng. Die Jouis, xv Decembris, anno, indictione, pontificatu, et regni, quibus immediate supra, in ciuitate Glasguensi, in edibus quondam domini Johannis Stewart, militis, hora quasi nouena post meridiem vel circa, testibus Willelmo Levingiston de Kylsyth, **Johanne Kyncaid**, Alexandro Striueling, **Magistro Johanne Kyncaid**, domino Willelmo Gartschor, presbiteris, et **Petro Kyncaid**: Johannes dominus Flemmyng propria manu subscripsit quasdam literas quitancie, factas per ipsum et suos heredes executores et assignatos Jacobo Flemmyng et suis de et super summa lxxv librarum vsualis monete, remissarum et quittarum prefato Jacobo per dictum dominum Flemmyng et suos, pro certis causis in eisdem literis expressis: Peciit idem Jacobus instrumenta: Acta vt supra [Liber Protocolorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. II. London: Printed for the Grampian Club, 1875. p. 505, no. 660].
- John Kincaid was legitimized by royal precept dated 30 January 1515/16:
Preceptum Legitimationis facta cum consensu gubernatoris Johanni Kincaid et Petro Kincaid fratribus, bastardis, filiis naturalibus quondam Willelmi Kincaid de eodem, etc., in communi forma [Registrum Secreti Sigilli Regum Scotorum: The Register of the Privy Seal of Scotland. Ed. M. Livingstone. Edinburgh: H. M. General Register House, 1908. vol. i (1488-1529): 414, no. 2693].
- On 30 May 1538, an obligation was made by John Lennox of Balcorroch to **James Kincaid, son and heir apparent to Thomas Kincaid of that Ilk**, to infeft him in the lands of Balcorroch formerly held by John of Kincaid [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/7/1].

Be it kend till all men that I John of Lenox son and aperand air to David of Lenox of Balcoroch & fear of the lands to be bunden and oblist and by yr presents & payt of ony? body bunds & oblis is me and my airs to **my broyr in ye law James Kincaid sonn & apperand aire to Thomas Kincaid of yt ilk** and to his airs That for sam meikle as he has of his free will assentit and grantit to hald ye lands of Balcoroch Bachicloth & Baldow freeland & also ye lands of Balcorath Bachcloth & Baldow Champna wt all yair tenents of me as his immediate superior yrof in Blench ferm Charter & bunds & oblis is me and my airs to him and his airs yat sall within twenty days oof ye dait heirof fra wt our ony expenses infest be Chartor, & sasine in due corse ye said James his in ye propertie of all ye lands above writtin blench ferm and also free as thir said lands was of befor be **umqle John of Kincaid of Corshous** yt because ye said James is nearest & lawfull air to him and yt my immediate superior for ye time umqle John earl of Lenox hes infest me ye said John heritable in the superiority of ye formentonat lands and my airs sall warrand yis ryt of my said superior to ye said James & his airs at ye hands of whatsoever persons and also sall cause my said fader frank {blank} of ye said superior to discharge & gyf to ye said James ye bygone mails of ye said lands of ye term of Whitsunday last specified ye dait heirof ptenis to him be reason of nonentres & failing theof sall pay the said ? myself for relief of the said James & sall be this my obligation be extended in due form above written. In virtue of the which this obligation subscryvit wt my hand my seal is affixed at Stirling ye penult day of May in the yeir of God fifteen hundred and thirty eight before thir witnesses Walter Lord Fleming John Stirling of ye Keir Jhon Douglas of Mains John Cragingalt of yt ilk Jhne Douglas wts **Robert Kincaid** and mairster James Wilson chapellan & not wt others. Signed Jhon of Lennox wt my hand [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 2 (in possession of Madame Arabella Kincaid of Kincaid) at page 27-28].

ii. **Peter Kincaid.**

- **It is not certain**, but he was likely the following Peter Kincaid as the entries appear to related to uncles and his brother.
- 22 April 1504.-**Patrick Kincaid of that ilk** resigned in the hands of David Mailvin 26s. 8d. from the tenement, fore and back, of the late Edward Lamb, lying at the Market Cross on the south side of the High Street, between the tenement of the late Sir Thomas Tod on the east and the tenement of the late Patrick Cant on the west. Sasine was given to Walter Yong. Witnesses: John Watson, Alexander Scot, **Peter Kincaid**, George Carmychel, William Yong, Sir William Sibbald ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)." Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. The Scottish Record Society. 72 (December 1939): p. 13, no. 69].
- {23 December 1508} Kyncaid. Die Sabbati, xxij Decembris, anno quingentesimo viij^o, indictione xij, pontificatus Julii 2di anno sexto, et regni anno xxj^o: **Dauid Kyncaid**, et **Johannes Kyncaid**, asserentes verbo se alias soluisse venerabili viro Magistro Martino Rede, cancellario Glasguensi, partem summe sibi debite pro suis decimis garbalibus, pro qua extant excommunicati, per literas compulsoriales ad instanciam eiusdem, ac illic habere aliam partem pecunie ad valorem quinque mercarum sibi deliberandam, quam verbo obtulerunt domino Eduardo Tayt, factori dicti cancellarii; ac eciam offerentes verbo appreciari certa bona existencia in Campsy, dicto cancellario et factoribus suis, pro residuo summe eidem debite, si ipse cancellarius aut siii factores volebant accedere ad parrochiam de Campsy, vbi dicta bona pasturantur et sunt, et vbi ipsi tenentur, ut ipsi asseruerunt, soluere sua debita pro decimis garbalibus de Campsy, petierunt se absolui per me notarium publicum, commissarium iurisdictionis de Campsy pro tempore, offerentes verbo se velle facere erga huiusmodi debita quod tenentur de iure facere, dicto domino cancellario et dicto suo factori, si volebant consentire in absolutione eorundem: Dictus domuius Eduardus factor cancellarii asseruit se habere literas illic compulsoriales, vigore quarum extant excommunicati, et si volebant satisfacere sibi nomine dicti cancellarii, ad omne debitum contentum in ipsis compulsorialibus, se velle et esse paratum recipere, et de receptis nomine dicti cancellarii quitancias dare, et consentire nomine sui domini in absolutione eorundem; aut si vellent aliquam partem debiti contenti in ipsis compulsorialibus sibi deliberare, se velle et esse promptum recipere, et de parte recepta quitauciam dare, et eosdem nomine dicti cancellarii exonerare de eadem : Peciit idem Dauid et Johannes instrumenta: Acta intra civitatem Glasguensem, ex parte boriali ecclesie

metropolitane, hora 2a post meridiem; testibus, **Patricio Kyncaid, Petro Kyncaid**, Patricio Armore, David Cadder [Liber Protocolorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. II. London: Printed for the Grampian Club, 1875. p. 254-255, no. 321].

- {A.D. 1513} Flemyng. Die Jouis xv Decembris, anno, indictione pontificatu et regni quibus immediate supra in ciuitate Glasguensi, in edibus quondam domini Johannis Stewart, militis, hora quasi nouena post meridiem vel circa testibus Willelmo Levingiston de Kylsyth, **Johanne Kyncaid**, Alexandra Striueling, **Magistro Johanne Kyncaid**, domino Willelmo Gartschor, presbiteris, et **Petro Kyncaid**: Johannes dominus Flemyng propria manu subscripsit quasdam literas quitancie, factas per ipsum et suos heredes executores et assignatos Jacobo Flemyng et suis de et super summa lxxv librarum vsualis monete, remissarum et quittarum prefato Jacobo per dictum dominum Flemyng et suos, pro certis causis in eisdem literis expressis: Peciit idem Jacobus instrumenta Acta vt supra [Liber Protocolorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. II. London: Printed for the Grampian Club, 1875. p. 505, no. 660].
- Peter Kyncaid was legitimized by royal precept dated 30 January 1515/16:
*Preceptum Legitimationis facta cum consensu gubernatoris **Johanni Kincaid et Petro Kincaid** fratribus, bastardis, filiis naturalibus quondam **Willelmi Kincaid de eodem**, etc., in communi forma* [Registrum Secreti Sigilli Regum Scotorum: The Register of the Privy Seal of Scotland. Ed. M. Livingstone. Edinburgh: H. M. General Register House, 1908. vol. i (1488-1529): 414, no. 2693].

Patrick Kincaid of that ilk [bef 1450 - between 3 July 1506 and 25 June 1507; Laird from c1493].

- **Discussion:** As a witness on 17 January 1464/5, he must have been born before 17 January 1450/1 (1465-14 years of age). However, he had two younger brothers also witness this instrument. This would knock of at least one more year (about three more if brothers David and Robert could be proven to not be twins) making him born before 1450. Likewise, his brother William was at least a year older making him likely born before 1449. His daughter and heir was of age in 1507 making her likely born before 1486 and her mother born before 1473 (assuming her mother was about 13 when she could have legitimate children).
- He was certainly the Patrick, son of Robert of Kyncade of Craiglokkard, cited in the instrument of sasine in favour of James Stewart of Albany dated January 17, 1464/5:

IN Nomine Domini, Amen: Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno ab Incarnacione Domini, secundum computationem regni Scocie, millesimo cccmo sexagesimo quarto, mensis vero Januarii die xvii, indictione xiii, pontificatus sanctissimi in Christo patris et domini nostri, domini Pauli, diuina prouidencia pape secundi, anno primo: In mei notarii publici et testium subscriptorum presencia, personaliter constitutus prouidus vir, Willelmus Stewarde, filius naturalis Jacobi Stewarde de Albany, procurator et procuratorio nomine dicti Jacobi patris sui, de cuius procuracionis mandato et facultate sufficiente michi satis constabat legitimis documentis, ad principale messuagium dimidietatis terrarum orientalium de Baldorane, iacentium in comitatu de Leuenax, et infra vicecomitatum de Striuelyne, accedens, et super solum eiusdem stans, quoddam breue de saysina nobilis et potentis domini, Johannis Stewarde, Domini de Dernle, produxit, et prouido viro, Domino Murdaco Stewarde de Albany militi, balliuo dicti Domini de Dernle ad infrascripta specialiter deputato, presentauit, ac michi notario publico exhibuit perlegendum; cuius breue tenor sequitur, et est talis: Johannes Stewarde, Dominus de Dernle, dilecto consanguineo meo, Murdaco Stewarde militi, balliuo meo in hac parte, Salutem; Quia concessi hereditarie meo consanguineo predilecto, Jacobo Steward de Albany, filio naturali quondam Jacobi Stewarde, filii Domini Murdaci Stewarde, olim Ducis Albanie, et Comititis de Fyff et Menteth, totam et integram meam partem orientalem terrarum mearum de Baldorane, cum pertinenciis, iacentium in comitatu de Leuenax, et infra vicecomitatum de Striuelyne; Vobis mando et precipio quatenus dicto Jacobo, uel suo certo actornato et procuratori latori presencium, saysinam hereditariam dicte medie partis orientalis terrarum antedictarum de Baldorane, cum pertinenciis, secundum tenorem carte mee dicto Jacobo, et heredibus suis desuper confecte, visis presentibus tradatis indilate, saluo iure cuiuslibet, nullo modo omittatis; ad quod faciendum vobis tenore presencium plenariam committo potestatem; In cuius rei testimonium sigillum meum presentibus est appensum, apud burgum de Striuelyne, viio die mensis Januarii, anno Domini millesimo cccmo sexagesimo

quarto: Quo perlecto, et in wlgari exposito, prefatus Dominus Murdacus Steward miles, iuxta mandatum in eodem breue contentum, statum et saysinam hereditariam dicte dimidietatis terrarum orientalium de Baldorane, cum pertinentiis, prefato Willelmo Stewarde, procuratorio nomine quo supra, videlicet, Jacobi Stewarde patris sui, secundum tenorem carte prefati Domini de Dernle desuper confecte, ac ibidem ostense, publicate, et lecte, per terre et lapidis tradicionem, ut moris est, tradidit et donauit cum effectu, eidem Jacobo Steward, heredibus suis et assignatis, pro perpetuo remansuris; saluo iure cuiuslibet: Super quibus omnibus et singulis, prefatus Willelmus Steward, procuratorio nomine prefati patris sui, a me notario publico infrascripto sibi fieri petiit publicum instrumentum: Acta erant hec apud ipsam terram, hora quasi nouena ante meridiem, anno, mense, die, indictione, et pontificatu quibus supra: Presentibus ibidem prouido viro, **Roberto de Kyncade de Craglokkard**, Domini Willelmo Capellano, commorante cum eodem; **Patricio, Dauid et Roberto, filiis eiusdem Roberti de Kyncade**, Roberto Petygrew, Willelmo de Glorate, Donaldo Blar, Aulay Blar, Arthuro Roberti, Johanne Henrici, Roberti Armorar clerico, Patricio Armorar, Donaldo de Kyncade, Jacobo Lyone, Johanne Lyone, et Roberto filio Donaldi de Kyncade, cum multis allis testibus ad premissa vocatis specialiter et rogatis. Et ego Johannes Zong, presbiter Glasguensis diocesis, publicus auctoritate imperiali notarius: Premissis, etc. Johannes Zong. [Fraser, William. The Stirlings of Keir: And Their Family Papers. Edinburgh, 1858. p. 233-235, no. 38].

- A charter of confirmation, dated only April 19, was given by Robert lord Fleming of a disposition granted by **Robert Kincaid of Kincaid to his son Patrick**, of the lands of Inchbelly and Inchbrek [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 12/1/8].
- **It is not certain**, but he was possible the Patrick Kincad who on 26 June 1474 witnessed a charter of the lands of Westnesbit in the barony of Pencatland resigned by John of Culquhone of Luss, knight, in favour of David Creichtoune of Cranstoune:
 - {A.D. 1475} Apud Edinburgh, 27 Jul. Rex confirmavit cartam Roberti Lauder junioris, domini de Edringtonne ac superioritatis de Westnesbit,--(qua concessit familiari armigero regis David Creichtoune de Cranstoune et heredibus ejus, pro ejus benemeritis, &c.,--terras de Westnesbit, in baronia de Pencatland, in constabularia de Hadingtonne, vic. Edinburgh;--quas Joh. de Culquhone de Luss, miles, resignavit:--Reddend. unum denarium argenti, nomine albe firme:--Test. Rob. Lauder de Bass patre dicti Rob. L., Gilberto Johnnestoune de Elphynestoune, Wil. Lauder, Ewmundo Nesbit, Gofrido Nesbit, Joh. Mar, **Pat. Kincad**, Laurentio Harcas, Jac. Ruthirfurd, Wil. Logane, Alex. Michaelis notario publico: Apud Edinburgh, 26 Jun., 1474):--TEST. Joh., Episcopus Glasguen.; Tho., Episcopus Aberdonen.; Wil., Episc. S. Andree, Consanguineus Regis; Andreas, Dom. Avandale, Cancellarius; Colinus, Comes de Ergile, Dom. Lorne, Magister Hospitii Regis; David, Comes Craufurdie et Dom. Lindesay; and M. Arch. Quhitelaw, Archidiaconus Landonie, Secretarius Regis [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1424-1513. Ed. James Balfour Paul. Edinburgh: H.M. General Register House, 1882. p. 244, no. 1202].
- **It is not certain**, but he was possibly the Patricio Kincaide who, with his brother David, succeeded Thomas Willison to four bovates of land in the Grange of Bothkennar for a term of five years by letter from the King under the privy seal dated 10 April 1486. They did not hold for the full term as two years later the lands were occupied by John Shaw of Knockhill:

{1486} Grangia de Bothkennar, xxvij½ bovatē, inde pecunia xvij li. xvj s. j celdra viij bolle frumenti iij celdre farrine avenatice xlvij capones, cum cariagiis etc., quarum assedantur Patricio Simson iij½ bovatē, Willelmo Mathison j bovatē, Willelmo Simson ij bovatē, Alexandro Simson ij bovatē, Johanni Willison ij½ bovatē, Ricardo Patonson ij bovatē, Willelmo Patonson j½ bovatē, Johanni Simson iij bovatē et solvent pro grassuma firmam pecuniarum unius anni, cum serviciis debitis et consuetis. Quator bovatē quas quondam Thomas Willison habebat assedantur **Patricio et David Kincaide fratri suo** pro terminis quinque annorum per literas domini regis sub privato sigillo, que litere sunt de data undecimi Aprilis anni Domini etc. octuagesimisepti. Residuum vero dictarum bovatarum, videlicet iij bovatē assedantur Alexandro Mure et Jacobo Mure filio suo pro terminis prescriptis, inde pecunia iij li. iij s. iij bolle frumenti viij bolle farrine avenatice viij capones, cum serviciis consuetis, grassuma iij li. iij s. [Rotuli Scaccarii Regum Scotorum: The Exchequer Rolls of Scotland. Ed. George Burnett. Edinburgh: H.M. General Register House, 1886. IX. (A.D. 1480-1487, ADDENDA 1437-1487.): p. 632-633].

{26 July 1488} Quatuor bovatē de Buthkenner quas habuerunt **Patricius Kincaid et David Kincaid frater suus**, nunc assedantur Johanni Schaw de Knockhill pro terminis ut supra, inde pecunia iij li. iij s. iij bolle

frumenti viij bolle farrine avenatice viij capones, cum serviciis consuetis, grassuma iij li. iiij s. Residuum vero dictarum bovatarum, videlicet quatuor bovat, quas prius habuit in assedacione Jacobus Mure, filius domini de Straithmuir, nunc assedatur magistro Alexandro Inglis, compotorum rotulatori, inde pecunia iij li. iiij s. iiij bolle frumenti viij bolle farrine avenatice viij capones, cum serviciis consuetis, grassum iij li. iiij s. [Rotuli Scaccarii Regum Scotorum: The Exchequer Rolls of Scotland. Ed. George Burnett. Edinburgh: H.M. General Register House, 1887. X. (A.D. 1488-1496): p. 649].

- 1492 March 27. Special retour in favour of **Patrick Kincade, brother of deceased William Kincade**, in lands of Craglockhart in sheriffdom of Edinburgh, and of a croft which belonged to deceased William Farnlee commonly called Poketsleif, lying below the wall of the Castle of Edinburgh near le Tolcorss, on north of high street from burgh of Edinburgh towards Corstorfin. 1 entire seal and 2 fragments [National Archives of Scotland, Edinburgh, UK. GD243/1/2/1: Messrs Lindsays WS, Inventory of Craiglockhart documents].
- 16 May 1492. **Patrick Kincade** seised in the lands of Craiglockhart following on the retour. Witness to the giving of sasine (among others) is **David Kincaid** – no relationship to Patrick is stated [National Archives of Scotland, Edinburgh, UK. GD243/1/2/3: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].
- In 1492, Patrick Kincaid was given sasine of the lands of Craiglockhart:
"Index in Libros Responsionum. Liber I. 1492. Edinburgh. Sasina **Patricio Kincaid** terrarum Craglokert" [Rotuli Scaccarii Regum Scotorum: The Exchequer Rolls of Scotland. Ed. George Burnett. Edinburgh: H.M. General Register House, 1887. X. (A.D. 1488-1496): Appendix, p. 766].
- 8 June 1496. Regarding the exception proposed by Master David Cunningham, advocate for Archibald Crawford, bailie of the Monkland, James of Crawford, Peter of Crawford and Margaret Fleger, alleging that they ought not to answer the summons raised upon them by William Pettegrew and Walter Pettegrew for the occupation of the lands of **Riding**, because the said matter was pending undecided before the spiritual judge in Glasgow by virtue of a compromise, and also because the said Master David alleged that they were spulzied of the said tack, and that by law spulzie ought to have been restored before they answer in the said matter, all the said parties being present themselves and [through] their procurators, their reasons and laws seen, heard and understood, the lords auditors being fully advised of the said exceptions, the said compromise and libel given in the said matter seen and understood, the said lords decide and declare by their sentence interlocutor that the said parties ought to answer the said summons, despite the said exceptions, because the said compromise and libel purported that they should not be harassed in the said tack until it was recovered from them by law, and to that intent the said summons were raised for them, and also because there was an instrument produced that they were ejected from the said tack by the abbots, bailie and officer [The Records of the Parliaments of Scotland to 1707, K.M. Brown et al eds (St Andrews, 2007-2010), 1493/5/35. Date accessed: 7 February 2010. <http://www.rps.ac.uk/trans/1493/5/35>].
- 27 June 1496. Regarding the action and summons of proof moved between Gavin Hamilton, on the one part, against **Patrick of Kincaid of that Ilk**, on the other part, touching the spoliation and taking of Richard Pettigrew along with his letters and evidence of the lands of **Ryding** which were taken and spulzied by the said Patrick as was alleged, is continued by the lords auditors until 17 October next, with continuation of days, in the same form and effect as it is now, without prejudice of party, and ordain the witnesses' [depositions] now taken to be closed, and more witnesses to be summoned, and the witnesses that were summoned and did not compear [to] be summoned under greater pains, and the parties are summoned themselves according to the act [The Records of the Parliaments of Scotland to 1707, K.M. Brown et al eds (St Andrews, 2007-2010), 1496/6/47. Date accessed: 7 February 2010. <http://www.rps.ac.uk/trans/1496/6/47>].
- 27 June 1496. Regarding the action and cause pursued by **Patrick of Kincaid of that Ilk** against Gavin Hamilton, Archibald Hamilton, Roger Clelland, Patrick Hamilton in Alderstone, Andrew Jack, Alexander Traquair, William Cairnkirk, Andrew Cadzow and William Craik for the wrongful spoliation, removal, detention and withholding from him of his tack and mailing of the **Ryding** in the Monkland of 122 hogs, each priced 30d, 53 bundles of hay, each bundle priced 16d, 4 oxen, each priced 20s, 4 cows, each priced 16s, 12 bolls of barley, each boll priced 6s, 5 chalders of oats, priced 40s per chaldar, and for the wrongful ejection and keeping out of the said Patrick and his servants from his said tack and mailing since the term of last Whitsunday [22 May] and for the damage and injuries sustained by him through the lack of the grass and

pasturing of the same, totalling 16 milk cows and 60 other sums of cattle, estimating the said cows to the value of 60 stone of cheese, priced 20d per stone, and 8 stirks, each priced 5s, and the piece of each sum of the grass of the other cattle 2s, as is contained in the summons made for that, is continued by the lords auditors until 17 October next, with continuation of days, in the same form and effect as it is now, without prejudice of party, because it depends on the ground right of the matter according to the form of an act previously given by the lords for that; and as for the said movable goods taken from the said tack and mailing, that is to say, oxen, cows, sheep, horses, barley, oats, hay and other goods, it was alleged by the procurators of the said Archibald and the rest of the persons contained in the procuratory that the said goods were taken by the king's letter and that they were but witnesses to the sheriff in the execution of the letters when they were taken, and as to the withholding of the said goods the procurators of the said persons denied the same, therefore the lord appoint the said 17 October next, with the continuation of days, for the said Patrick of Kincaid to prove sufficiently the withholding of the said goods by the said persons and their value and profit, and ordain that he have letters to summon his witnesses, and the parties are summoned themselves and their procurators according to the act [The Records of the Parliaments of Scotland to 1707, K.M. Brown et al eds (St Andrews, 2007-2010), 1496/6/48. Date accessed: 7 February 2010. <http://www.rps.ac.uk/trans/1496/6/48>].

- **Discussion:** The following relate to a dispute involving Patrick Kincaid of that Ilk. Lord Fleming owed Patrick Kincaid of that Ilk, as heir to his brother William Kincaid of that Ilk, 60 pounds and the lands of Inchbrek appear to have been held in wadset. On 23 June 1498, the debt was recognized but John, Lord Fleming's rights to the lands of Inchbelly were also recognized. They were back to the courts on 9 July 1498 as John, Lord Flemyng had seized two grey horses and 8 oxen of Patrick's from the lands of Inchbrek and Inchbelly. John claimed that Patrick gave him the horses and that the oxen were owed for past rents. John, Lord Flemyng was ordered to prove that he had any rights to the horses and oxen. The families settled their differences and, on May 26, 1500, a grant was made by John lord Fleming of Altermony, to Patrick Kincaid of Kincaid of the lands of Inchbelly. Many years later Lord Fleming revived the issue but nothing seems to have come of it as the Kincaids of Kincaids held rights to the lands in 1606.
- On 30 March 1498, an instrument recording that **Patrick Kincaid** presented John lord Fleming of Altermony with a royal briefs for infefting him in the lands of Inchbelly was made [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 12/1/9].
- 30th March 1498. ... {Mutual Lawburrows. Duntreath. Lord Fleming. Kincaid. Glorat} "The Lard of Duntreith is becommyn plege and souerte for the **Lard of Kincaid**, that Jhone, Lord Flemyng, salbe harmeles and skaithles of him and al that he may lat, utherwayis than law will, under the pane of vc merkis; and the sade **Lard of Kincaid** is bound til releif and kep skaithles the sade Lard of Duntreith." "The **Lard of Kincaid** is becommyn plege and souerte for **David Kincaid, his bruther**, that Jhone, Lord Flemyng, salbe harmeles and skathles of him and al that he may let, under the pane of vc merkis." "Jhone, Lord Flemyng, is becommyn plege and souerte for Robert Flemyng that the **Lard of Kincaid and David Kincaid, his bruther**, salbe harmeles and skaithles of him and al that he may let, under the pane of vc merkis." ... "[Jhone], Lord Flemyng, is becommyn plege and souerte for Robert Flemyng that **Johne of Kincaid** and Wil Glorat salbe harmeles and skaithles of him and al that he may let, under the pane of vc merkis" [Acta Dominorum Concilii: Acts of the Lords of Council in Civil Cases Vol. II. A.D. 1496-1501. Ed. George Neilson and Henry Paton. Edinburgh: H.M.'s Stationery Office, 1918. p. 159-160. This dispute must have had to do with the lands of Inchbelly as evidenced by the preceding record of the same date].
- 30th March 1498, post meridiem ... {Lawburrows. Kincaid. See p. 159} "Jhone, Lord Drummond, is becommyn plege and souerte for Jhone, Lord Flemyng, that the **Lard of Kincaid, David Kincaid, his bruther, Jhone of Kincaid**, and Wilyeam Glorat, salbe harmeles and skaithles of him and al that he may let utherwayis than law will, under the pane of jm merkis" [Acta Dominorum Concilii: Acts of the Lords of Council in Civil Cases Vol. II. A.D. 1496-1501. Ed. George Neilson and Henry Paton. Edinburgh: H.M.'s Stationery Office, 1918. 161].
- 23rd June 1498. ... {Kincaid of that Ilk. Lord Fleming. Debt. Decree} "In the accione and cause persewit be **Patrik of Kincaid of that Ilk, bruther and aire to umquhile Wilyeam of Kincaid of that Ilk**, aganis Jhone, Lord Flemyng, nevo and aire to umquhile Robert, Lord Flemyng, to heire him refund and pay to the sade Patrik, aire to the sade umquhile Wilyeam, as the sade Jhone, Lord Flemyng, that is aire to his sade umquhile grantschir, the soume of lx of li. usuale money of the realme, like as is at mare lenth contenit [in] the summondis thareapone: Baith the sadis partiis, being personally present, the Lordis of Consale, with consent of the sadis partiis, decretis and deliveris that the sade Jhone, Lord Flemyng, as aire to the sade umquhile Robert, his grantschir, sal

content and pay to the sade Patrik as aire to the sade Wilyeame, his bruther, the sade soume of threscore of pundis usuale money of the realme, because it was recoverit before the Lordis of Consale of before apone the sade umquhile Robert, togidder with his obligacione under his sele made to the sade umquhile Wilyeam and his ayeris efter the tenore of ane act and decret made thareapone schawin and producit before the Lordis; and ordanis our soverane Lordis letters be direct til compell and distrinze him his landis and gudis tharefore."

{Lord Fleming. Kincaid of that Ilk. Title to lands. Summons of error. Decree} "Anent the accione and cause persewit be Jhone, Lord Flemyng, aganis **Patrik Kincaid of that Ilk, the bruther and aire til umquhile Wilyeame of Kincaid of that Ilk**, anent a summondis of errour apone certane persons quhilkis past apone the serving of ane brief of inqueist of our soverane Lordis chapell impetrat be the sade Patrik be the deceise of the sade umquhile Wilyeam, his bruther, anent the landis of Ynchbelle with the pertinence liand in the lordship of Altermone and schiredome of Stirling, like as is at mare lenth contenit in the summondis thareapone: Baith the saidis partiis being personally present, the Lordis of Consale, with consent of the sadis partiis, decretis and deliveris that the sade Patrik sal deceist fra al occupation, lauboring and manuring of the sadis landis of Ynchbell with thare pertinence, til be broikit and joisit be the sade Jhone, Lord Flemyng, in tyme tocum as his heritage; and ordanis our soverane Lordis letters be direct thareapone" [Acta Dominorum Concilii: Acts of the Lords of Council in Civil Cases Vol. II. A.D. 1496-1501. Ed. George Neilson and Henry Paton. Edinburgh: H.M.'s Stationery Office, 1918. 228-229].

- 9th July 1498. ... {Kincaid of that Ilk. Lord Fleming and Cochrane. Spuilzie} Action by **Patrick Kincaid of that Ilk** against John, Lord Flemyng, and William Cochrane, the former for retaining two grey horses, and the latter for spoliation of 8 oxen out of the lands of Ynchbrek and Inchbelly. Both parties compearing personally and by procurators, John, Lord Drummond, as procurator for the defenders, alleged that the said Patrick gave the horses to the said John, and 10th October next is assigned to the said John to prove this, and to Patrick to condescend upon the value; and it was alleged for the part of the said William that the oxen were taken by Lord Fleming's officer "and prisit til him for the malis of the sade landis," and the said day is assigned to him to prove this, and to the pursuer to state the value of the goods. This diet is fixed notwithstanding any general continuation of causes. [Names are appended, probably those of witnesses to be cited:--] William Cochrane, elder, William Cochran, younger, Patrick Flemyng, Arthur Stewart, William Clogy, William Gudin, John Ewing (deleted) [Acta Dominorum Concilii: Acts of the Lords of Council in Civil Cases Vol. II. A.D. 1496-1501. Ed. George Neilson and Henry Paton. Edinburgh: H.M.'s Stationery Office, 1918. 256].
- A Summons of Error against the servers of **Patrick Kincaid of that Ilk as heir to William Kincaid, his brother**, in the lands of Inchbellie, at the instance of John, Lord Fleming. This is in King James VI.'s name, under the testimony of the Great Seal, and dated 5th of April the tenth year of his reign 1577. With indorsations on the back ["Charter Chest of the Earldom of Wigtown, 1214-1681." Ed. Francis J. Grant. Edinburgh: Printed for the Society by James Skinner & Company, 1910. Scottish Record Society. 36: p. 18. no. 119].
- It is not certain, but he was quite likely the following Patrick of Kincaid: [c. 1500], May 8th, Edinburgh. --"Rex.--Weilbelovite cousing, we grete yhou wele. And forsamekle as ye have set the quarter of your landis of Balmore, the quhilk was umquhile William Grayis, to oure lovite familiar squier and servitour, **Patric of Kincaid**, for the termes of thre yeris and has tane his grasum tharefore, and as we are informit ye tend and purposis to mak ane new assedacoium now of the said tak and to put oure said servitor and squier thairfra, we exhort and prais you herfore richt effectuislie and also chargis that ye wil for this oure speciale request kepe the said Patric his takis for the termes forsaid and to suffir nane otheris to intromet with the sammyn, sen he will be als thankful as any utheris, as ze wil report speciale thank of tharfore, and have the materis concerning you in time to cum sped at our hand; and God kepe yow. Writtin under oure speciale signet of the Unicorn, at Edinburgh, the viij day of May; and quhat ye wil do hereto that ye certify us your mind agane in writt with the berar. *Dilecto consanguineo nostro, Wilhelmo, Domino de Grahame*, etc." Signed by the King. There are fragments of a small signet [Historical Manuscripts Commission. *Report on Manuscripts in Various Collections, Vol. 5: The Manuscripts of Col. Mordaunt-Hay, of Duns Castle; Sir Archibald Edmonstone, of Duntreath; Sir John James Graham, of Fintry, K.C.M.G., etc.* Hereford: Printed for His Majesty's Stationery Office by Anthony Brothers Limited, 1909. Series 55: p. 84-85].

- **Discussion:** This Patrick was clearly favoured by King James IV as the King interceded on his behalf to continue a tack of the lands of Balmore. In this letter to William, Lord Graham, the King refers to Patrick of Kincaid as "oure lovite familiar squier and servitour." The style 'of Kincaid' at that time was indicative of the Laird's family and the Laird of Kincaid was specifically referred to as Patrick of Kincaid in the above noted action against Gavin Hamilton and others relating to the lands of Ryding in the Monkland. While it could be another Patrick Kincaid, Patrick Kincaid of that ilk fits best as the King's squire referred to here.
- On May 26, 1500, a grant was made by John lord Fleming of Altermony, to **Patrick Kincaid of Kincaid** of the lands of Inchbelly [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 12/1/10].
- {A.D. 1501} On the last day of April, the eleventh hour before noon, John Adamson, bailie, gave seizin to Amer Charteris, attorney constituted by letter, of Agnes Carmychel, grand daughter and one of the heirs of the deceased Laurence Preston, her grandfather, of an annual rent of ten merks to be uplifted yearly from the land and tenement of the late William Preston of Bynning, Knight, lying in the burgh of Edinburgh, on the north side of the King's Street thereof, between the land of the late Thomas Bynning on the east, and the land of the late William Purro on the west, by delivery of a penny, according to the mandate of the royal precept, directed after Retour, saving every one's right. The same day and hour, the same bailie gave seizin to the said Amer, attorney, as above, of Elizabeth Carmichel, granddaughter, likewise, and one of the heirs of the said Laurence, of the aforesaid annual rent. Also, the said day and hour, the aforesaid bailie gave seizin to the same Amer, attorney of Jonet Heris, likewise granddaughter and one of the heirs of the said Laurence Preston, of the aforesaid annual rent. And then the bailie, at the same time, gave seizin to the said Amer, as attorney in like manner of Beatrix Heris, granddaughter and one of the heirs of the said Laurence, of the same annual rent: Upon all the premises the same attorney craved instruments: Witnesses, **Patrick Kincaid of that ilk**, Robert Charteris of Amysfeld, John Hay of Snaide, Knight, Andrew Bertram, Robert Brus, Robert Wardlaw, Thomas Wardlaw, Maurice Fischar, John Brown, John Wod, Andrew Graym, Alexander Fausid and William Thomson, serjeants. The said day and hour and witnesses, Andrew Bertram broke the said seizins in name of his son John Bertram, protesting that they should yield nothing in his prejudice. And, in like manner, Robert Brus, in name of his wife, and she personally, broke the said seizins, protesting that they should not be to their prejudice [Protocol Book of John Foular 9th March 1500--1 to 18th September 1503. Trans. Rev. Walter MacLeod. Edinburgh: Printed for the Corporation of the City of Edinburgh by Turnbull and Spears, 1930. 27].
- 22 April 1504.-**Patrick Kincaid of that ilk** resigned in the hands of David Mailvin 26s. 8d. from the tenement, fore and back, of the late Edward Lamb, lying at the Market Cross on the south side of the High Street, between the tenement of the late Sir Thomas Tod on the east and the tenement of the late Patrick Cant on the west. Sasine was given to Walter Yong. Witnesses: John Watson, Alexander Scot, Peter Kincaid, George Carmychel, William Yong, Sir William Sibbald ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)." Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. The Scottish Record Society. 72 (December 1939): p. 13, no. 69].
- 3 July 1505. Instrument of resignation by **Patrick Kincaid of that ilk** of the lands of Craiglockhart into the hands of the Crown for new infeftment to be made to **Thomas Kincaid, son of Thomas Kincaid, burgess of Edinburgh**, and his heirs, but reserving to himself free tenement and the reasonable terce to Egidia Howstoun his wife when the occasion should arise. One of the witnesses was **Thomas Kincaid senior** [National Archives of Scotland, Edinburgh, UK. GD243/1/2/4: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001]. 3 July 1505. Precept of sasine of **Thomas Kincaid** of the lands of Craiglockhart – following on the Instrument of Sasine above [National Archives of Scotland, Edinburgh, UK. GD243/1/2/5: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].
- **Discussion:** Patrick of Kincaid of that ilk is the first Laird we know a spouse of. He was married to Egidia Houstoun. As his grand daughter, Mause Kincaid, brought to her marriage lands lying upon the Nether Mains of Houstoun (see below), Egidia was likely a daughter of **Sir John Houstoun of that ilk and Elizabeth Sinclair** (see see Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1424-1513. Ed. James Balfour Paul. Edinburgh: H.M. General Register House, 1882. p. 201, no. 969. & Acta Dominorum Concilii: Acts of the Lords of Council in Civil Cases Vol. II. A.D. 1496-1501. Ed. George Neilson and Henry Paton. Edinburgh: H.M.'s

Stationery Office, 1918. p. cii).

- 3 July 1505. Charter given under the Great Seal (as abstract in the Repertory) in favour of **Thomas Kincaid, burgess of Edinburgh**. Free tenement of the lands of Craiglockhart with tower and fortalice reserved to **Patrick Kincaid** and reasonable terce to **Egidia Howstoun** his wife when the occasion should arise [National Archives of Scotland, Edinburgh, UK. GD243/1/2/6-7: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].
- On July 3, 1505, **Patrick Kincaid of that ilk** and his wife **Egidie Howstoun** resigned the lands of Craiglockart to **Thomas Kincaid, son of Thomas Kincaid, burgess of Edinburgh**, reserving a life tenancy:
 - {A.D. 1505} Apud Linlithqw, 3 Jul. Rex concessit **Thome Kincaid, filio Tho. Kincaid burgensis de Edinburgh**, et heredibus ejus masculis,--terras de Craglokkart, cum turre et fortalicio, vic. Edinburgh; quas **Pat. Kincaid de eodem** personaliter resignavit:--Reservatis libero tenemento dicto Pat., et reationabili tertia **Egidie Howstoun ejus sponse** cum contingeret [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1424-1513. Ed. James Balfour Paul. Edinburgh: H.M. General Register House, 1882. p. 608, no. 2861].
 - {A.D. 1505} Apud Linlithqw, 3 Jul. Litera Regressus facta **Patricio Kincaid [de eodem]**, quod quandocunque ipse Patricius persolverit summam contentam in reversione sibi facta per **Thomam Kincaid [filium Thome Kincaid, burgensis de Edinburgh]** pro redemptione terrarum de Craglokkart, turris et fortalicii earundem cum pertinentiis, et omnia et singula in eadem reversione contenta perimpleverit, ipse Patricius habebit liberum introitum et regressum ad easdem adeo libere sicut ante resignationem. Subscripta per dominum Regem. Reliquum remittitur Jacobo [Cre?]chtoun per mandatum domini [Registrum Secreti Sigilli Regum Scotorum: The Register of the Privy Seal of Scotland. Ed. M. Livingstone. Edinburgh: H. M. General Register House, 1908. Vol. 1 (A.D. 1488-1529): p. 161, no. 1106].
 - 1505 July 3. At Linlithgow. Great seal charter granting **Thomas Kincaid, son of Thomas Kincaid, burgess of Edinburgh**, the lands of Craglokkart with tower and fortalice thereof, resigned by **Patrick Kincaid of that ilk**. Tag, seal gone. RMS ii/2861 [National Archives of Scotland, Edinburgh, UK. GD243/1/2/6: Messrs Lindsays WS, Inventory of Craiglockhart documents].
 - 1505 July 3. Privy seal letters of regress in favour of **Patrick Kincaid of that ilk**, that whenever he pays money contained in reversion over lands of Glenlokkart made to him by **Thomas Kincaid, son of Thomas Kincaid, burgess of Edinburgh**, and fulfils all conditions in said reversion, he [Patrick] may enter as freely as before said reversion was granted. Signed by King James IV. RSS i/106. Privy seal entire on tongue [National Archives of Scotland, Edinburgh, UK. GD243/1/2/7: Messrs Lindsays WS, Inventory of Craiglockhart documents].
 - 15 July 1505. Sasine following on precept of 3 July 1505, of **Thomas Kincaid, son of Thomas Kincaid, burgess of Edinburgh** of lands of Craiglockhart which lands had belonged heritably to **Patrick Kincaid of that ilk** and had been resigned by him for new infetment to be given to **Thomas Kincaid**. Witnesses to the giving of sasine - **George Kincaid senior** [National Archives of Scotland, Edinburgh, UK. Craiglockhart documents, GD243/1/2/8. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].
- 25 May 1506.-**Patrick Kincaid of that ilk** with his own hands gave sasine to John Campbell according to a charter to be made of his whole land outside the West Bow at Tolcors (Tollcross) between the land of the laird of Innerleith on the east, the common passage to Corstorphine on the west, the land of Master Richard Lauson on the south and the land of James Hay on the north. Reddendo, 20s. to the laird of Innerleith and 30s. to []. Witnesses: **James Kincaide**, Alexander Dun, Robert Ros, John Scharp, Robert Roger, William Fernley ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)."] Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. The Scottish Record Society. 72 (December 1939): p. 49, no. 275].
- On 3 July 1506, Instrument narrating that Henry Calender compeared in presence of the substitute of the commissary of Campsy, sitting in judgment in the metropolitan church of Glasgow, and offered himself to set forth an exception against the irrelevancy of the petition of **Patrick Kincaid of that ilk** contained in the acts of court, and set forth against the said Henry Calender (which exception, however, he had not then set down in writing) before the rising of the diet of court that day [Liber protocollorum M. Cuthberti Simonis notarii publici et scribæ capituli Glasguensis A. D. 1499-1513; also Rental book of the Diocese of Glasgow, A.D.

1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. I. London: Printed for the Grampian Club, 1875. p. 350-351, no. 185]:

Calender. Anno Domini M^o quingentesimo sexto, die Veneris 3^o mensis Julii, indictione ix, pontificatus Julii 2di 3^o, et regni Jacobi quarti anno xix: In presencia mei locumtenentis discreti viri domini Georgii Symontoun commissarii jurisdictionis de Campsy, pro tribunali sedentis, ad jura reddenda et causas audiendas, in ecclesia metropolitana Glasguensi, Henricus Calender comparens obtulit se realiter porrigere excepcionem contra ineptitudinem petitionis **Patricii Kincaide de eodem**, in actis curie contente, et porrecte contra dictum Henricum Calender, quam tamen excepcionem non habuit extunc in scriptis porrigendam, et hoc inter hinc et primam horam post meridiem, vel ante remocionem et erectionem mei locumtenentis predicti a judicio et tribunali dicte diete: Peciit idem Calender instrumenta: Acta judicialiter hora xj ante meridiem, vel eacirca; testibus, Magistro Jacobo Stewart, vicario de Colmonell, dominis Georgio Masone, Willelmo Gartschore et **David Kincaid** [Liber Protocollorum M. Cuthberti Simonis Notarii Publici et Scribae Capituli Glasguensis A.D. 1499-1513: Also Rental Book of Diocese of Glasgow A.D. 1509-1570. Ed. Joseph Bain & Rev. Charles Rogers. Vol. II. London: Printed for the Grampian Club, 1875. p. 140, no. 185].

- Instrument narrating that a noble woman, Margaret Houstoun (Lady Lyll), exonerates John Hamiltoun of (Bardowy) as to a certain point or clause contained in certain letters of indenture between them at Glasgow 22 September 1502, the tenor of the clause being that as soon as Margaret . . . shall obtain the favour of the Earl of Lennox, John H. of Bardowy shall put John H., his "O" and apparent heir, in the fee of his lands of . . . Byrdiston (?), Blarnellan, the Fluthart, with the mill . . . with others, "his old heritage and annuell rentis," and that he shall resign them, reserving his own liferent and all that pertains to said lands, "with courtis, playntis . . . merchetis, bludwetis and all dewiteis and do servis, with the d(onation of) the benefice of Bathernok for his tyme," entries of tenants and profits of wards, with a reasonable terce to his wife. The said lady shall pay the costs of the resignation of the lands and the giving to "his O and apperand air" by charter and sasine. Moreover, the said John Hamilton holds himself satisfied by the payment by the said Dame Margaret, Lady Lyll, of the sum of 36 merks contained in said letters, and exoners her as principal . . . Maxwell of Newark, the late Peter Houstoun, of that Ilk, Knight, their heirs, &c., as cautioners, and all others having interest, of said sum. Also the parties assert that they are content that the letters of indenture between them and acted in the books . . . of Glasgow shall cease and be destroyed, but other agreements shall stand. The said Dame Margaret exoners **the late Patrick Kincaide of that Ilk**, and the late . . . Logan of Balwey, their heirs, &c. of the points contained in said letter. Done at . . . on 4 (?) April 1516. Witnesses, Mr. Robert Hamilton, rector of Covington, William Hastie, John Lyndissay, Nicolas Staple, . . . Brownsyde, N.P. 36a. ["Protocol Book of Gavin Ros, N.P. 1512-1532." Ed. Rev. John Anderson and Francis J. Grant. Edinburgh: Printed for the Society by James Skinner & Company, 1908. Scottish Record Society. 29: 21, no. 134].
- **Discussion:** Patrick Kincaid of that Ilk was dead by June 25, 1507 when his daughter and heir, Elizabeth Kincaid of that Ilk resigned her lands of Kincaid for a new grant:
 - On 25 June 1507, **Elizabeth Kincaid of that ilk** resigned her lands of Kincaid in the county of Leven and sherifffdom, formerly of Stirling and now of Dumbarton, in the hands of John Hamilton of Bardowy, her lord superior, who gave sasine to the said **Elizabeth and Patrick Kincaid, procurator of Master Thomas Kincaid of Craiglokkart, her spouse**, and the survivor of their heirs, whom failing to the heirs male of the said Thomas. Witnesses: Edward Maxwell of Tynwald, Robert Brus, William Craike, William Inglis, John Stewart, Michael Mcquhone, **Master John Kincaid**, chaplain, Vincent Strathauchin, John Smyth, William Glorat ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)." Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. The Scottish Record Society. 72 (December 1939): p. 56, no. 311].
 - On 19 July 1507, John Naper, bailie, by virtue of a royal precept after retour, gave sasine to Patrick Kincaid, attorney of **Elizabeth Kincaid, daughter and heir of Patrick Kincaid of that ilk**, of a mansion and 2 roods of waste land adjacent thereto with a fifth of the yard thereof, extending to the North Loch, within the tenement of the late William Barone between the gable of the dwelling of the heirs of William Wardlaw on the south, the yard of the said William Barone on the north, the land of the late William Elder on the east and the land of the late Gilbert Fische on the west, also of 10 merks annualrent from the tenement, fore and back, of the late James Lamb on the south side of the Market Cross, between the land of the late Sir Thomas Tod, knight, on the east and the land of the

late Alexander Levington on the west and the Cowgate on the south, *salvo jure cujuslibet* Witnesses: **Master John Kincaid**, Sir Robert Yong, chaplains, David Preston, Henry Williamson, **David Kincaid**, John Dikson, John Adamson, younger, William Frost, John Jarden, Andrew Graim and William Paterson, sergeants ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)."] Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. The Scottish Record Society. 72 (December 1939): 58, no. 319].

(Children)

i. **Elizabeth Kincaid of that Ilk** (to follow under Thomas Kincaid of that Ilk).

Thomas Kincaid of that Ilk [bef 1491 - c1561; Laird from c1507 to between 22 July 1560 and 22 October 1561].

- **Discussion:** Elizabeth Kincaid, only known daughter of Patrick Kincaid of that Ilk, married Thomas Kincaid, son of Thomas Kincaid of Coates, and he became the Laird of Kincaid by right of his wife. The marriage probably took place in 1505 when Thomas acquired the lands of Craiglockhart from Patrick Kincaid of that Ilk. Thomas must have been of the age of pupillarity at that time so he was born before 1491. Elizabeth Kincaid was of age in 1507 making her born before 1486. Elizabeth was deceased by 10 December 1525 when her husband entered into a marriage contract with Margaret Seton, daughter of Sir Alexander Seton (of the Setons of Tullibody).
- 5 October 1504.-William Lokkart, bailie, entered Thomas Kincaid son and heir of the late David Kincaid, burgess, to 3li. annualrent from the tenement of the late Archibald Nudry, now of George Halkerston, on the south side of High Street, between the land of the late Walter Bertram on the east and the land of the late John Tavernare, now of the said George, on the west. Witnesses: Robert Brus, Thomas Fresale, Robert Richertson, Robert Cadder, **Thomas Kincaid, younger**, Alexander Vaiche and William Paterson, sergeants ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)."] Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. The Scottish Record Society. 72 (December 1939): p. 18-19, no. 101].
- {A.D. 1505} Apud Linlithqw, 3 Jul. Rex concessit **Thome Kincaid, filio Tho. Kincaid burgensis de Edinburgh**, et heredibus ejus masculis,--terras de Craglokkart, cum turre et fortalicio, vic. Edinburgh; quas **Pat. Kincaid de eodem** personaliter resignavit:--Reservatis libero tenemento dicto Pat., et reationabili tertia Egidie Howstoun ejus sponse cum contingeret [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1424-1513. Ed. James Balfour Paul. Edinburgh: H.M. General Register House, 1882. p. 608, no. 2861].
- {A.D. 1505} Apud Linlithqw, 3 Jul. Litera Regressus facta **Patricio Kincaid [de eodem]**, quod quandocunque ipse Patricius persolverit summam contentam in reversione sibi facta per **Thomam Kincaid [filium Thome Kincaid, burgensis de Edinburgh]** pro redemptione terrarum de Craglokkart, turre et fortalicii earundem cum pertinentiis, et omnia et singula in eadem reversione contenta perimpleverit, ipse Patricius habebit liberum introitum et regressum ad easdem adeo libere sicut ante resignationem. Subscripta per dominum Regem. Reliquum remittitur Jacobo [Cre?]chtoun per mandatum domini [Registrum Secreti Sigilli Regum Scotorum: The Register of the Privy Seal of Scotland. Ed. M. Livingstone. Edinburgh: H. M. General Register House, 1908. Vol. 1 (A.D. 1488-1529): p. 161, no. 1106].
- 1505 July 3. At Linlithgow. Great seal charter granting **Thomas Kincaid, son of Thomas Kincaid, burgess of Edinburgh**, the lands of Craglokkart with tower and fortalice thereof, resigned by **Patrick Kincaid of that Ilk**. Tag, seal gone. RMS ii/2861 [National Archives of Scotland, Edinburgh, UK. GD243/1/2/6: Messrs Lindsays WS, Inventory of Craiglockhart documents].
- 1505 July 3. Privy seal letters of regress in favour of **Patrick Kincaid of that Ilk**, that whenever he pays money contained in reversion over lands of Glenlokkart made to him by **Thomas Kincaid, son of Thomas Kincaid, burgess of Edinburgh**, and fulfils all conditions in said reversion, he [Patrick] may enter as freely as before said reversion was granted. Signed by King James IV. RSS i/106. Privy seal entire on tongue [National Archives of Scotland, Edinburgh, UK. GD243/1/2/7: Messrs Lindsays WS, Inventory of Craiglockhart documents].
- 3 July 1505. Instrument of resignation by **Patrick Kincaid of that Ilk** of the lands of Craiglockhart into the hands of the Crown for new infeftment to be made to **Thomas Kincaid, son of Thomas Kincaid, burgess of Edinburgh**, and his heirs, but reserving to himself free tenement and the reasonable terce to Egidia Howstoun his wife when the occasion should arise. One of the witnesses was **Thomas Kincaid senior** [National Archives of Scotland, Edinburgh, UK. GD243/1/2/4: Craiglockhart documents. Abstracted by

- Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001]. 3 July 1505. Precept of sasine of **Thomas Kincaid** of the lands of Craiglockhart – following on the Instrument of Sasine above [National Archives of Scotland, Edinburgh, UK. GD243/1/2/5: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].
- 3 July 1505. Charter given under the Great Seal (as abstract in the Repertory) in favour of **Thomas Kincaid, burgess of Edinburgh**. Free tenement of the lands of Craiglockhart with tower and fortalice reserved to **Patrick Kincaid** and reasonable terce to **Egidia Howstoun** his wife when the occasion should arise [National Archives of Scotland, Edinburgh, UK. GD243/1/2/6-7: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].
 - 15 July 1505. Sasine following on precept of 3 July 1505, of **Thomas Kincaid, son of Thomas Kincaid, burgess of Edinburgh** of lands of Craiglockhart which lands had belonged heritably to **Patrick Kincaid of that ilk** and had been resigned by him for new infeftment to be given to Thomas Kincaid. Witnesses to the giving of sasine – **George Kincaid senior** [National Archives of Scotland, Edinburgh, UK. GD243/1/2/8: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].
 - {A.D. 1506}. ... Et de xx li., pro compositione carte **Thome Kincaid** de terris suis de Craglokart [Compota Thesaurariorum Regum Scotorum: Accounts of the Lord High Treasurer of Scotland. Ed. Sir James Balfour Paul. Edinburgh: H.M. General Register House, 1901. Vol. III (A.D. 1506-1507): p. 16].
 - 25 June 1507. **Elizabeth Kincaid of that ilk** resigned her lands of Kincaid in the county of Leven and sherifffdom, formerly of Stirling and now of Dumbarton, in the hands of John Hamilton of Bardowy, her lord superior, who gave sasine to the said **Elizabeth and Patrick Kincaid, procurator of Master Thomas Kincaid of Craiglokart, her spouse**, and the survivor of their heirs, whom failing to the heirs male of the said Thomas. Witnesses: Edward Maxwell of Tynwald, Robert Brus, William Craike, William Inglis, John Stewart, Michael Mcquhone, Master John Kincaid, chaplain, Vincent Strathauchin, John Smyth, William Glorat ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)."] Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. *The Scottish Record Society*. 72 (December 1939): p. 56, no. 311].
 - 19 July 1507. John Naper, bailie, by virtue of a royal precept after retour, gave sasine to Patrick Kincaid, attorney of **Elizabeth Kincaid, daughter and heir of Patrick Kincaid of that ilk**, of a mansion and 2 roods of waste land adjacent thereto with a fifth of the yard thereof, extending to the North Loch, within the tenement of the late William Barone between the gable of the dwelling of the heirs of William Wardlaw on the south, the yard of the said William Barone on the north, the land of the late William Elder on the east and the land of the late Gilbert Fische on the west, also of 10 merks annualrent from the tenement, fore and back, of the late James Lamb on the south side of the Market Cross, between the land of the late Sir Thomas Tod, knight, on the east and the land of the late Alexander Levington on the west and the Cowgate on the south, *salvo jure cujuslibet* ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)."] Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. *The Scottish Record Society*. 72 (December 1939): p. 58, no. 319].
 - On 24 September 1507, William Frost, procurator of **Eufame Kyncaid {sic}, daughter and heir of the late Patrick Kyncaid of that ilk, with consent of Thomas Kyncaid of that ilk, her spouse**, resigned (in favour of John Adamson, younger, burgess and Christian Lamb, his spouse) 5 merks annualrent from the land or tenement, fore and back, of the late James Lamb, between the land of the late Thomas Tod, knight, on the east, the land of the late Alexander Levingtone on the west, the High Street on the north and the Cowgate on the south, in the hands of William Clerk, bailie, who gave sasine to John Adamson, younger, burgess. The said John resigned the same and sasine in conjunct fee was given to himself and Christine Lamb, his spouse, and their heirs, whom failing to the heirs of the said John. Witnesses: John Adamson, elder, Master Thomas Alane, Edward Lital, Simon Fynlaw, Robert Cochrane, John Jakson, Adam Corre, sergeant. ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)."] Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. *The Scottish Record Society*. 72 (December 1939): p. 63, no. 347].
 - 17 January 1507/8. **Elizabeth Kincaid of that ilk** resigned her lands of Inchbrek in the lordship of Altermone in the hands of John, Lord Flemyn, her superior, who gave sasine to **Thomas Kincaid of that ilk and the said Elizabeth, his spouse**, the survivor of them and to their heirs male, whom failing to the heirs

- male of the said Thomas. The said Elizabeth also resigned her lands of Inchbell in the lordship of Altermone and sheriffdom of Levenax in the hands of the said lord superior who gave sasine to the **said Thomas and Elizabeth** by way of entail. They promised to give the said lord a new reversion of the said lands like the old reversion. Witnesses: Sir Patrick Creichton of Cranston Riddale, Sir John Stirling of Cragbernard, knights, William Stirling, his son and apparent heir, George Fauside of that ilk, William Cranston of Rathobyris, John Watson burgess of Edinburgh, Gilbert Brus, Robert Dowglas, William Cochran ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)." Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. The Scottish Record Society. 72 (December 1939): p. 70, no. 388].
- 22 April 1508. John Cambell, indweller at the Tollcross of the burgh of Edinburgh, resigned in the hands of **Elizabeth Kincaid of that ilk and Thomas Kincaid, her spouse**, the west half of his land or croft and the house built thereon by the deceased William Fairlie, lying outside the West Bow (*extra archum occidentalem*) of Edinburgh, at the said Tollcross, between the lands of the laird of Innerleith on the east, the common passage to Corstorphin and the lands of James Hay, on the west, the said common way on the south and the lands of Barras on the north, in the lordship of Dalry; and sasine was given to Robert Ross, indweller at Tollcross, rendering to Sir John Touris of Innerleith 10s. of that annualrent of 20s. due to him therefrom and to the said Elizabeth 15s. of that annualrent of 30s. due to her therefrom, and being obliged to stable one or two horses for the said Elizabeth when she happens to come to Edinburgh. Witnesses: **Thomas Kincaid, constable of the castle of Edinburgh and father of the said Thomas, Mr. John Kincaid, chaplain and notary**, and John Johnesone ["Protocol Book of James Young 1485-1515." Ed. Gordon Donaldson. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1941-52. *The Scottish Record Society*. 74 (December 1940): p. 398-399, no. 1811].
 - Matthew, Earl of Levinax, Lord Dernlie, &c., has granted to an honourable man, John Strivling of Cragbernard, knight, All and sundry the lands of Glorat, extending annually to nine pound and ten shillings and five pence halfpenny lands of old extent, lying in his earldom of Levinax and sheriffdom of Dunbarton; one part of which lands, extending to two pounds seventeen shillings and twopence, belonged to the said earl in property, by the resignation thereof made by James Flemyng of Bord; the remainder of the lands belonged to **Elizabeth Kincaid of that ilk, spouse of Thomas Kincaid**, James Turnbule, David Somerville of Plane, Christian Hepburn, and Margaret Hepburn, spouse of Walter Sellar; which the said Elizabeth Kincaid and others resigned in the earl's hands; To be held by the said John Stirling and his heirs of the granter and his heirs in fee, making three suits of court, at the earl's head courts held annually at Balloch, and by ward, relief and marriage when they happened; the earl appends his seal and his subscription manual at Edinburgh, 27 May 1508, before David, bishop of Lismore, John Stewart of Mynto, Alexander Stewart of Gastoun, John Maxwell of Pollock, George Lindesay, James Stewart, Masters James Stewart Robert1 [] vicar of Erskine, William Danzelstoun notary public, and William Flemyng, with others. Mathew, Erll of Lenax [Bain, Joseph. *The Stirlings of Craighernard and Glorat, Representatives of the House of Cadder and the Earls of Bothwell, And notices of their Cadets, some leaves of Lennox history, with Appendix of Charters and other documents*. Edinburgh: Privately printed, 1885. Appendix: p. 79, no. 19].
 - {A.D. 1508} Apud Edinburgh, 31 Maii. Rex confirmavit cartam Mathei com. de Levenax dom. Dernlie,--(qua concessit regis familiari Johanni Striviling de Cragbernard militi, hereditibus ejus et assignatis,--terras de Glorate, extenden. annuatim ad 9 lib. 10 sol. 5 den. cum obulo antiqui extentus, in comitatu de Levenax, vic. Dunbertane ;--de quibusquidem unam partem extenden. ad 2 lib. 17 sol. 2 den. ant. ext. Jac. Flemyng de Bord resignavit ; et residuum **Eliz. Kincaid de eodem cum consensu Thome K. sui sponsi**, necnon Jacobus Turnbule, et Margareta Hepburne cum consensu Walt. Sellare sui sponsi, per procuratores, et David Somerville de Plane et Cristina Hepburne personaliter, resignaverunt :-Reddend. dicto comiti tres sectas curie apud Belloch, necnon wardam, &c., cum contingerent :-TEST. David episc. Lesmoren., Joh. Stewart de Mynto, Alex. Stewart de Gastoun, Joh. Maxwell de Pollok, Geo. Lindesay, Jac. Stewart, Rob. Maxwell vicario de Erskin, Wil. Danyelstoun notario publico, et Wil. Flemyng:- cum subscriptione dicti Math. manuali:- Apud burgum de Edinburgh, 27 Maii 1508) [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1424-1513. Ed. James Balfour Paul. Edinburgh: H.M. General Register House, 1882. p. 691-692, no. 3237].
 - 25 September 1509. Walter Yong, bailie, gave sasine to **Elizabeth Kyncaid, daughter and heir of the late Patrick Kincaid of that ilk**, of a land of the late Henry Preston, burgess, between his other land on the west and the land of the late Sir Thomas Tod, knight, on the east, salvo jure cujuslibet. Witnesses: **Thomas Kyncaid**, John Wilson, John Adamson, younger, Michael Mcquhon, Robert Bannachtin, **Adam Kincaid**, Thomas Arnot and Stephen Broun ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)." Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. The

Scottish Record Society. 72 (December 1939): p. 108, no. 585].

- 7 April 1513. **Thomas Kincaid in Cotis** resigned his land, built and waste, within the tenement of the late James Harlaw, now of Alexander [Henrison], on the west side of the passage thereof, between the built land of the said Alexander on the south and his waste land on the north. The tenement lies on the north side of the High Street, between the land of the late John Baty on the east and the land of the late William Todrik on the west. Thomas Wardlaw, bailie, gave sasine in conjunct fee to **David Kyncaid, son of the said Thomas**, and **Helen Moubra, his affianced spouse**, and their heirs, whom failing to the heirs of the said Thomas, salvo jure cujuslibet. Witnesses: Walter Haliburton of Merton, Thomas Kincaid of that ilk, William Haliburton, Master John Kincaid, chaplain, Philip Forster, John Nory, Vincent Strathachin, notary public, Robert Carmychel and Andrew Graym, sergeants. **Master John Kincaid and Thomas Kincaid of that ilk, sons of the said Thomas**, consented to the above ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)."] Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. The Scottish Record Society. 72 (December 1939): p. 170, no. 894].
- 11 May 1513. **Thomas Kyncaid in ----** resigned his land and mansion with his waste land within the tenement of the late John of Bonkill, on the east side of its passage, between the land of James Baty on the south, the ditch of Trinity College on the north, the lands of William Curle and Edward Spens on the east and the passage on the west. The tenement lies on the north side of the High Street, between the land of the late John Barcar on the east and the land of the late James Cant on the west. Thomas Wardlaw, bailie, gave sasine in conjunct fee to **Thomas Kincaid of Craiglokkart and Elizabeth Kyncaid, his spouse**, the survivor and their heirs male, whom failing to the heirs of the resigner, reserving to him the frank tenement for life. Witnesses: Robert Brus of Bynning, **Master John Kyncaid, chaplain, James Kyncaid**, Adam Crag, George Tait, Robert Huton, Thomas Paterson and Robert Carmychel, sergeant. **Thomas of Craglokkart, with consent of his spouse and of the said Thomas, his father**, resigned the chamber which **Master John Kyncaid, his brother**, occupies in the hands of the bailie, who gave sasine in liferent to the said Master John. Witnesses as above ["Protocol Book of John Foular 1503-1513: Volume 1 (continued)."] Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1940-1. The Scottish Record Society. 72 (December 1939): p. 173, no. 909].
- A Letter of Reversion by John, Lord Fleming, to James Fleming of Bord granting the lands of Auchinreoch and Auchtermoney, lying in the shire of Striveling, redeemable by payment of 120 merks; sealed and dated 13th December 1515. Witnesses, **Thomas Kincaid of that ilk** and others ["Charter Chest of the Earldom of Wigtown, 1214-1681." Ed. Francis J. Grant. Edinburgh: Printed for the Society by James Skinner & Company, 1910. Scottish Record Society. 36: p. 36, no. 261].
- 12 February 1516/17. **Eliz. K[incai]d d & h of Pat. K[incai]d de eodem spouse of Thos K[incai]d de eodem** with his consent & assent assigns her lands {not specified by JLK} & gives seisin to Peter Baron & Mariota his wife [National Archives of Scotland, Edinburgh, UK. B22/1/9: Protocol Book of Mr. Thomas Strathachin's, 1513-1517, folio 68. As abstracted by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 22].
- 27 March 1517. "**Master John Kyncaid** resignit and gaif ovir frelie and deliverit till **Thomas Kyncaid of that ilk and to Elizabeth Kyncaid his spous** all and haile the lifrent quhilk he had of his chalmer that he duelt in liand within the said Thomas land togidder with all and sindry houshald geir and insicht quhatsumevir beand within the said chalmer with all richt titill of richt, clame properte or possession that he had or nicht haif in and to the said chalmer and lifrent tharof and houshald geir or insicht of the samyn for evirmair and oblist him nevir to cum in the contrar heirop for the quhilk the said Thomas deliverit and paijt to the said Master John the soume of xxli and for the mair sekirnes James Prestoun ballie of the burgh of Edinburgh gaif heretable sasing and stait of the said chalmer to the said Thomas and Elizabeth in conjunct feftment and to thair airis." Witnesses: **Edward Kyncaid**, Alexander Levington, John Fawsyd, Patrick Lithqw, Thomas Johneston, Thomas Edward, George Tait, John Carnbe ["Protocol Book of John Foular: Volume II 1514-1518." Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1944-53. Scottish Record Society. 75 (December 1942): p. 10-11, no. 41].
- Marriage Contract between Malcolm Master of Flemyng, and Janet Stewart, Penult day of February, 1523.' At Edinburgh, ye pennult day of februar, the zer of god, 1m vc and xxiiij zeris, yt is contractkit, appoyntit, and finale concordit, betuex honorable personis, that is to say, Malcolme maister of Flemyng, sone and apperand air to Jhone lord Flemynge, on that ane part and ane noble lady, Agnes Countes of Bothuill, and Janet Stewart hir douchter, on that vthyr part, in maner, forme, and effect, as efter folowis : that is to say, the said Malcolme sall, God willing, mary and haif to wyf, the said Janet, and sall compleit and solempne the said mariaige with

hir in face of haly kirk, als sone as thaj may gudly, and becaus ther is now certane impedimentis knowin betuex hyme and hir, quharthrou thaj may nocht compleit the said mariaige at this tyme, the said lady sall send to the Court of Rome, and get and bring hame, vppone hir expensis ane purches and dispensatione opon the saidis impedimentis betuex this and the fest of Mertymes nixt to cum, after the day of the dait herof: and encontinent efter the hamecumin of the said purches and dispensatioun, the said Malcolme sall compleit and solempne the said mariaige with the said Janet, in face of haly kirk, for the quhilk the said lady sall pay, gyf, and deliuer thir soomes of money vnder wryttin in maner folowing, that is to say, at the contracking and completing of the said maraige, the soome of ane lm merkis vsuall money of Scotland, to be deliuerit, put, and laid in the handis of **Thomas Kincaid of that ilk**, to be warit opone land, with avise of the saidis lord and lady, to the vtilite and proffett of the saidis Malcolme and Janet: that is to say, to the said Janet in lyflrent for all the dayis of hir lyff, and to the said Malcome in fie and heritaige, and to the airis lauchfullie to be gottin betuex hyme and the said Janet; quhilkis failzeing, to the said Malcumis nerest and lauchfull airis, quhatsumeuer; and within ane [zer ?] and day nixt efter the compleiting of the said mariage, the said lady sall pay to the said Jhone lord Flemyng, the soome of vc merkis money forsaid, to be disponit be hyme to his vtilite, behuff, and proffett at his will and plesour, or within tua zeris nixt thereafter, the said lady sall pay, deliuer the sove of ane vthir lm merkis, at tua terminis in the yer, that is to say, Wytsonday [and] Mertymes, in winter, be ewin portionis, that is to say, at euery terme vc and lm merkis to be put in the handis of the said **Thomas Kincaid of that ilk**, to be laid and warit vpon land, with the avisse of the said lord and lady, in manner aboue writtin, to the vtilite and proffett of the said Malcome and Janet, and the said Malcome sall treit the said Janet honestlie as his wyff, efferand estait: and gyf ony impedimentis efterwart to be proponit or knawin be the said Malcome, and opon his behalf, quharthrou the said mariaige betuex hyme and the said Janet may nocht stand in the face of haly kyrk, the said Malcome sall, opon his expensis in all possible haist, send and bring hame ane purches and dispensatioune furth of the Court of Rome, for contracking and completing of the said mariaige of new, betuex hyme and the said Janet, in face of haly kyrk, as efferis, and incontinent, thereafter sall compleit the same: and to the obseruing and fulfilling herof, lelely and trewly, the saidis paries ar faithfullie bundin and oblist, the haly Ewangelistes tuechit and the saidis lady, and Malcome and Janet, ar content to be registered in the officiallis bukis of Edinbrought, for the fulfilling of the premissis, aythir of thame, for thair awn part. In witnes of the quhilk thing, ilkane of the saidis partiis hes subscriuit thir presentis with thar handis, day, ger, and place forsaidis, befor thir witnessis, Jhone Hume of Codinknowis; Robert Stewart of Myntew; **Eduard Kyncaid, burges of Edinburgh**; maister James Murray, maister Jhone Chepman, notaris; Jhone Makadame, Jhone Grame, Richart Bruce, Patrik Murray, Alexander Lindsay, with wtheris diuerse. Agnes Lady Bothuill. Malcome, Master of Flemyng, with my hand on the pen. Maister Jhone Stewart, with my hand on the pen. [Maidment, James. *Analecta Scotica: Collections Illustrative of the Civil, Ecclesiastical and Literaray History of Scotland Chiefly from Original Mss.* 2nd Series. Edinburgh: Thomas G. Stevenson, 1837, p. 50-52].

- An instrument taken at the place of Drumelzear upon **Thomas Kincaid of that ilk**, his going there and giving Catherine Frissell, Lady Frude, and the writs and evidents of her lands to John Tweedie of Drumelzear and his son, for relaxing the three gentlemen above named, who were pledges of said Malcolm, Lord Fleming, lying there in captivity. This was done at the place of Drumelzear the said 25th of November 1524; Michael Fleming, notar ["Charter Chest of the Earldom of Wigtown, 1214-1681." Ed. Francis J. Grant. Edinburgh: Printed for the Society by James Skinner & Company, 1910. The Scottish Record Society. 36: p. 36, no. 465].
- An instrument taken by Malcolm, Lord Fleming, that the agreements he had made with the Tweedies of Drumelzear, for giving them the ward and marriage of Frude, and sending Catherine Frissell there with her writs and evidents, was only granted by him for delivery of his brother Malcolm, Robert Stewart, heir of Minto, and William Fleming of Boghall, who were his pledges and cautioners, and who were kept prisoners by John and James Tweedies, and only out of fear that if he should refuse to stand to his agreements, and if they should so much as know that he would not perform, there might great danger ensue, and therefore protested that his consent might not prejudice him, but that he might resile, time and place convenient; dated 17th November 1524; Jacob Stantoun, notar.

An Instrument taken upon Catherine Frissell, Lady Frude, her protesting that in regard she was compelled to go to Drumelzear for the liberation of her husband, Malcolm Fleming, and the other gentlemen above named, that therefore what she should act or do there should not be prejudicial to her, her estate or marriage, nor to her said husband, her lawful assignee, but that all should be safe

and all remede of law competent; dated 25th November 1524; Michael Fleming, notar. ["Charter Chest of the Earldom of Wigtown, 1214-1681." Ed. Francis J. Grant. Edinburgh: Printed for the Society by James Skinner & Company, 1910. The Scottish Record Society. 36: p. 36, no. 463-464].

- At Edinburgh, 16 Aug. 1526. Ane Respet to Malcolme Lord Flemyng, James Murray of Falowhill, Gilbert Brown of Thrapland, Andro Broun of Hartre, Richard Brown of Cultirmanis, Patrick Portuis of Halkschaw, Walter Hunter of Polmude, **Thomas Kincaid of that ilk, James Kincaid, the lard of Crympcramp, ...Robert Kincaid, ...**, and ilkane of thaim, for thair tresonable intercomonyng with Alexander Forester, Jonkin Storie and utheris their complices, Inglismen and traitouris dueland upoun Levin, and resset of thaim within the realme in tyme of weir in tresonable wyse; and for all utheris actionis . . . quhatsumevir committit or done be the saidis personis or ony of thaim in ony tyme bigane unto the day of the date heriof,--tresone in the kingis persone alanerlie except, etc.: For the space of xix zeris bot ony revocation to endure, etc. Per Signaturam manu regis, etc. [Registrum Secreti Sigilli Regum Scotorum: The Register of the Privy Seal of Scotland. Ed. M. Livingstone. Edinburgh: H. M. General Register House, 1908. Vol. 1 (A.D. 1488-1529): p. 525-526, no. 3474].
- 31 August 1526. Patrick Flemyn, bailie, cognosced and entered **James Kincaid, son and heir of the late Elizabeth Kincaid**, in and to a waste land within the tenement of land of John Adamson on the east side of its passage, between the land of the late James Homyll on the south and the waste land of John Adamson on the north, which tenement lies on the south side of the High Street, between the tenement of land of the late Sir Thomas Tod, Kt., on the east and the tenement of land of the late Alexander Elphinston of Selmys on the west. Witnesses: **James Kincaid, George Kincaid and John Kincaid**, John Lowrison, Gilbert Knox, Alexander Levington, William Nesbet and James Johneston, sergeants ["Protocol Book of John Foular: Volume III 1519-1528." Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1944-53. *Scottish Record Society*. 75 (December 1942): p. 217, no. 731].
- 31 August 1526. In presence of Patrick Flemyn, bailie, **James Kincaid asked that his father, Thomas Kincaid of that ilk**, should be given to him as curator which, the said bailie did; whereupon the said **James, son and heir of the late Elizabeth, with consent of the said Thomas, his curator**, resigned his waste land within the tenement of John Adamson on the east side of its passage, bounded as above, and sasine was given to Archibald Stevinson, burgess, and Elizabeth Preston, his wife. Witnesses: **James Kincaid, George Kincaid and John Kincaid**, John Lowreson, Gilbert Knox, Alexander Levington, William Nesbet and John Johneston, sergeants ["Protocol Book of John Foular: Volume III 1519-1528." Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1944-53. *Scottish Record Society*. 75 (December 1942): p. 217, no. 732].
- 6 March 1527/8. **Thomas Kincaid with consent of Margaret Seyton, his wife**, resigned in the hands of William Rynd, bailie, his land or great mansion within the tenement of land of the late James Baty on the east side of its passage, between the land of James Baty on the south and the dyke of Trinity College on the north, which tenement lies on the north side of the High Street, between the land of the late Ricard Hopper on the east and the land of Duncan Wicht on the west, and sasine was given to **Edward Kincaid, burgess, and Janet Mauchane, his wife**, whereupon the said Edward with consent of his wife resigned his lower chamber under the gallery and sasine in liferent was given to the said Thomas and his wife they paying 40s. a year. "And als gif it lykis the said edward and his spous or thair airis till mak ony polesy utouth the said chamber for eisement of the said land that is to say turnpyke or uther eisement that the said thomas sall nocht stop the samyn bot sall suffer than till perfurnis the said polesy without impediment." Witnesses: Alexander Mauchane, Alexander Rynd, Alexander Yong, notary public, James Yong, Sir John Aikman, Sir Laurence Galloway, chaplains, Robert Mason, William Nesbet, Patrick Linlithqw ["Protocol Book of John Foular: Volume III 1519-1528." Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1944-53. *Scottish Record Society*. 75 (December 1942): p. 264, no. 919].
- Apud Perth, 2 Sept. 1531. Rex confirmavit cartam Malcolmi dom. Flemyng,--[qua, pro summa pecunie sibi persoluta, vendidit Roberto Innes de Invermarky in vitali redditu, et Roberto Innes ejus filio et heredi apparenti, et ejus heredibus, hereditarie,--terras et baroniam de Monycabo, cum molendino, dependentiis, tenentibus &c., advocacionibus ecclesiarum et capellaniarum, cum *le outsetis*, vic. Abirdene:--Tenend. de rege:--Reservata tertia parte earundem Eliz. Stewart sponse dicti Roberti senioris, cum contingeret:--Test. **Tho. Kincaid de eodem, Edw. Kincaid**, Alex. Innes, Walt. Innes, Wil. Adamsoun, M. Jac. Grantuli rectore de Glas:--Apud Edinburgh, 31 Aug. 1531]:--TEST. *ut in aliis cartis &c.* xxiv. 101. [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1513-1546. Ed. James Balfour Paul and John Maitland Thomson. Edinburgh: H.M. General Register House, 1883. p. 233, no. 1063].

- Apud Edinburgh, 12 Feb. 1533/34. Rex confirmavit **Thome Kincaid de eodem, et Margare(te) Setoun ejus conjugii** (pro ipsius Marg. renunciatione ejus tertie terrarum dicti Thome),--terras de Craglokart et turrin earundem, vic. Edinburgh;---quas idem Tho. personaliter resignavit:--Tenend dictis Tho. et Marg. et ipsorum alteri diutius viventi in conjuncta infeodatione, ac legit. et propinquioribus heredibus dicti Tho. quibuscumque:--Test. *ut in aliis cartis &c.* xxv. 89. [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1513-1546. Ed. James Balfour Paul and John Maitland Thomson. Edinburgh: H.M. General Register House, 1883. p. 297, no. 1348].
- {A.D. 1534} Et de xx li., compositionis carte confirmationis **Margrete Setoune** super carta sibi facta per **Thomam Kincaid de eodem** de terris de Craglokert infra vicecomitatum de Edinburgh [Compota Thesaurariorum Regum Scotorum: Accounts of the Lord High Treasurer of Scotland. Ed. Sir James Balfour Paul. Edinburgh: H.M. General Register House, 1905. Vol. VI (A.D. 1531-1538): p. 170].
- 1534 June 1st. Agreement between William Livingstone of Kilsyth and John Stirling of Craighernard and for his spouse, Marion Forrester, in reference to a Submission made formerly by them, and which has expired by the death of one of the arbitors, William Stirling of Kere; but in his place they appoint **Thomas Kincaid of that Ilk**, and agree that the matter shall go forward in the friers minors of Stirling on the 11th June at nine o'clock, for the settlement of disputes between them. The other arbitrators are, the Laird of Kerse, Alexander Shaw of Sauchie, Mr Alexander Livingstone of Dunipace and Mr Thomas Bruce, Patrick Maxwell of Newark, Thomas Froster of Arngibbon and the also deceased William Stirling of Glorat [National Archives of Scotland, Edinburgh, UK. GD97: Papers of the Edmonstone family of Duntreath. Livingstone, no. 84].
- Thomas Kincaid of that Ilk was a Deputy-Constable in Parliament on 11 December 1534:
{A.D. 1534} Apud Edinburgh, ... II Die Decembris. Curia parlamenti supremi domini nostri Regis Tenta apud Edinburghi Secundo die mensis decembris Anno Domini millesimo quingentesimo trigesimoquarto Per dominos commissarios subscriptos videlicet Reverendissimum venerabilemque in Christo patres gavinum archiepiscopum glasguensis cancellarium alexandrem abbatem de cambuskynnethe Magistrum Richardum bothuil, rectorem de askirk Magistrum Jacobum foulis clericum registri Magistrum adam ottirburnis aduocatum regium and Magistrum Jacobum Lawsons prepositum edinburgi vnacum {blank} **kincaidi de eodem deputatum constabularij** {blank} prestoune deputatum constabularii andrea dalmahoy seriando et Johnne andersone Judicatore [The Acts of the Parliaments of Scotland. Vol. II (A.D. 1424-1567). p. 338].
- {A.D. 1537} Apud Edinburgh, 30 Apr. Preceptum Carte confirmationis **Thome Kincaid de eodem et Margarete Seytoun sue sponse**--super carta alienationis sibi facta per quondam Robertum Stewart de Mynto, de ipsius quondam Roberti quinque mercatis terrarum antiqui extentus de Westir Partyk {Pertwik}, cum pertinentiis, jacen. infra vic. de Renfrew, etc. Per Signetum[Registrum Secreti Sigilli Regum Scotorum: The Register of the Privy Seal of Scotland. Ed. David Hay Fleming. Edinburgh: H. M. General Register House, 1921. Vol. 2 (A.D. 1529-1542): p. 336, no. 2245].
- {A.D. 1537} Et de xx li., carte confirmationis . . . **Kyncaid de eodem et Margarete Setoun sue sponse**, super carta sibi facta per Robertum Stewart de Mynto de terris de Wester Pertwik [Compota Thesaurariorum Regum Scotorum: Accounts of the Lord High Treasurer of Scotland. Ed. Sir James Balfour Paul. Edinburgh: H.M. General Register House, 1905. Vol. VI (A.D. 1531-1538): p. 292].
- {A.D. 1541} Apud Perth, 19 Nov. Rex confirmavit cartam Malcolmi domini Flemyng, magni camerarii Scotie,--[qua,--cum consensu Jonete Stewart sponse sue (sororis regis) ac domine conjuncte infeodationis de Ovir-Kyndildurris,-- pro serviitiis impensis et impendendis, concessit Johanni Flemyng, filio inter se et dictam Jon. legitime procreato,--10 libratas terrarum de Suthirlandhill ... Test. **Jac. Kincaid filio et herede apparente Thome K. de eodem**, M. Tho. Majoribankis burgen. de Edinburgh, **Ric. Kincaid**, Wil. Thomsoun, Gilb. Myll, Donaldo Fultoun et Alex. Makneill notariis publicis:-- Apud Edinburgh, 29 Sept. 1541];--Test. *ut in aliis cartis &c.* xxviii. 75. [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1513-1546. Ed. James Balfour Paul and John Maitland Thomson. Edinburgh: H.M. General Register House, 1883. 574-575, no. 2502].
- 1542 May 7th. Deed of submission made at the chapel of Altermony in an Action by William Drew against Robert Wilson and five others for the slaughter of a brown bellied mare, in which the decision is referred to William Livingstone of Kilsyth and William Fleming of the Bord for the pursuer, and to John Stirling of Craighernard, John Lennox of Easter Balcorroche and **Thomas Kincaid of that Ilk** chosen for the defenders [National Archives of Scotland, Edinburgh, UK. GD97: Papers of the Edmonstone family of Duntreath.

Livingstone, no. 102].

- Submission between James Stirling of Keir, and John Stirling, son and Heir of umquhile Robert Stirling. (Register of Acts and Decrees, Book I., fol. 194.) Tertio Februarii, MD.xliii. In presens of ye Lordis of Counsale, comperit thir partyis underwritten, and geve in yis compromitt under specifeir, and desirit ye samin to be registred in the bukis of Counsale; the quhilk desire ye saidis Lordis thocht resonable, and yairfor ordanis ye samin to be registred in the saidis bukis, and to haif ye strenth of yair decrets in tyme to cum; off ye quhilk ye tenour followis:-- 'At Edinburgh, ye penult day of Januar, ye zeir of God ane thousand fyve hundreth xlii zeris, James Strueling of ye Keir, sone and air of umquhile John Strueling of ye Keir, knight, his fader, on yat ane pert, and Johne Strueling, sone and aire of umquhile Robert Strueling, with consent and assent of ane noble and mychtie Lord, Malcolme Lord Fleming, Maister Hew Rig, his curatouris, and Marioun Fleming, ye relict of ye said umquhile Robert, on yat vyer part, ar faithfullie compromit, bundin and obligit, and sworne to stand, abide, vnderly, and fulfill ye sentence, ordinance, decree arbitrale, and deliverance of David Foster of Carden, and James Chesholme of Clessingaw, as jugis arbitratouris and amicable compositouris, chosin for ye part of ye said James, and Jhone Brisbane of Bischoptoun, and **Thomas Kincaid of yat ilk**, chosin for ye part of ye remanent personis above written, as jugis, arbitratouris and amicable compositouris, equalie chosin betuix ye saidis partyis, in all and sindrie actionis, debatis, pleyis, caussis, questionis, and controverseis, or clames, yat ayer of the saidis partyis hes to ask or clame at vyeris, or vyeris quhatsumeuer, yat ony of ye saidis partyis hes, or ony viss may haif or move againis vyeris in ony tyme bygane, before ye day of ye dait of yir presentis, and speciali anentis ye pley and questoun betuix ye saidis partyis anent ye infetung of ye said Johne Strueling, as air to his said umquhile fader, in ye xv. lib. landis of auld extent of Blanerne, Kirkmichall, and Letter, liand within ye scherefdom of Dunbartan, for releiving of ye said James landis and Heretage of Keir, efter ye forme of and Contract and writtingis maid betuix ye said vmquhile Johne Strueling of ye Keir, knyght, and ye said vmquhile Robert yairupoun. And ye saidis partyis sall caus ye saidis judgis chosen for ayer of yame, to convine in ye paroch kirk of Glasgw, ye xv day of Februar nix to cum, at x houris before nvne, and yair accept ye saidis actionis, questionis, and debatis, in and upoun yame, and commoun yairintille, and to be sworne to deliuer yairon lelelie and trewlie, aftir yair vnderstanding, knowledge, and conscience, betuix yan and ye viii day of May nixt yaireftir at ye farrest; and in caiss of discord betuix ye saidis Jugis, ye saidis partyis hes chosen Schir Jhone Morisoun ouriman and odman with yame in ye said mater, and quhat ye saidis Jugis and ouriman, or ye maist part of yem togidder, decernis and deliueris yair In, baith ye saidis partyis sall vnderly and fulfill ye samin to vyeris In every poynt, but reuocatioun, reclamatioun, or appellatioun; Prouiding yat ye said ouriman geve furth his decree In ye said mater at ye day abone specifeit; and ordanis yis compromitt to be actit and registred in ye bukis of Counsale, and ye Lordis yairof to Interpone yair auctorite yairto, And haif ye strenth of yair decree and letrez to be direct to compell ayer of ye saidis partyis to fulfill ye samin to vyeris in all poyntis. In witness of ye quhilk thing, ayer of ye saidis partyis hes subscriuit yis present compromitt with yair handis, day and zere for saidis, before yir witness, **Richert Kincaid**, Mathow Fleming, **Robert Kincaid**, and Jhone Young, notar, with utheris diuerss. --James Strueling of ye Keir -- Marioun Fleming, with my hand on ye pen, led be Jhone Zoung, notar publict [Riddell, John. Comments in refutation of pretensions advances for the first time, and statements in a recent work "The Stirlings of Keir and the family papers" with an exposition of the Stirlings of Drumpellier to the representation of the ancient Stirlings of Cadder. Edinburgh: William Blackwood and Sons, 1860. p. 66-67, no. 8].
- Malcolm, Lord Fleming, his writ of foundation of the Collegiate Church of Biggar, dated 16th January 1545, whereby he, for the causes at length therein mentioned, to the glory and honour of the high and undivided Trinity, the Father, the Son and the Holy Ghost, and the immaculate Virgin Mary, Mother of our Lord, for the safety of the soul of King James V., late King of Scotland of most worthy memory, and for the safety of the Cardinal legat's soul, and for the salvation of his own soul and Joan Stewart, his wife, sister to the said serene king, and for the souls of his parents, benefactors, friends, kinsmen, predecessors and successors, and of all faithful deceased, and principally for the souls of those from whom he had taken goods unjustly, or done injury unto and had not satisfied and compensated either by wishes, prayers or price, with consent of Gavin, Archbishop of Glasgow, Dean and Chapter thereof, did found, dote and effectually erect a college or collegiate church, with the collegial honour, dignity and pre-eminency out of the parish churches, chaplainries, parochial clerkships, hospitals heritably belonging to him, and out of his other goods bestowed by God upon him, for one provost, eight canons and prebends, and four boys having children's voices, and six poor men, to be provided in manner therein at length set down, reserving to himself and wife, during their respective lifetimes, and afterwards to his heirs and successors, the right of presentation and right of collation of the provost to the Archbishop of Glasgow, and that of the prebends to the provost, bestowing upon him the

rents, fruits and emoluments of the parochin and parish church of Thankertoun, with the mains and glebe thereof, he always supplying the charge there by another in manner therein specified; then follows all the prebends, titles, offices, and stipends, the children and poor, their aliments and habits, then condescends upon the order of prayer and number of masses, and contains many other clauses not necessary to be inserted here; subscribed and sealed by the said Lord Fleming, and having the Archbishop of Glasgow's seal and the seal of his Chapter also appended thereto, this writ of foundation is signed M.L. Chamberlain, and directed to David, the Cardinal, who was Archbishop of St. Andrews and Primate of all Scotland, and then the Pope's Legate, a latere. Witnesses, William and Robert, Bishops of Dunblane and Orkney; John, Abbot of Paisley; Thomas, Commendator of Dryburgh; Malcolm, Prior of Whitehorn; William, Earl of Montrose; John, Lord Erskine; Alexander, Lord Livingstone; John Lindsay of Covington and William Fleming of Boghall, **Thomas Kincaid of that Ilk** and Andrew Brown of Hartry ["Charter Chest of the Earldom of Wigtown, 1214-1681." Ed. Francis J. Grant. Edinburgh: Printed for the Society by James Skinner & Company, 1910. Scottish Record Society. 36: p. 66-67, no. 529].

- {A.D. 1545} Item, to the graniter of Paslay, quhilk he debursit upoun carage of certane pulder and tua culvering bastardis furtht of Grenok to Glasqw, as ane draucht of compt gevin in be the said graniter heir present to schaw beris, xij li. xvj s. vj d. Item, xx Julii, for careing of ane mounting traist furth of Linlithqw to Glasqw to mont the saiddis culvering bastardis, the soume of iij s. Item, to Jhonne Hammiltoun, masar, chargeing the tenentis of the bischoprik of Glasqw, **lairdis of Kyncaid** and Kylsyth, and lord Levinstoun to lift the saiddis culvering bastardis in Glasqw and convoy and bring the samyn to Linlithqw, for his laubourris be the space of x dayis avaittand upoun the said monitioun, iij li. vj s. [Compota Thesaurariorum Regum Scotorum: Accounts of the Lord High Treasurer of Scotland. Ed. Sir James Balfour Paul. Edinburgh: H.M. General Register House, 1908. Vol. VIII (A.D. 1541-1546): p. 389].
- Ratification by Malcolm Lord Fleming of his Latter Testament 5th September 1547. Die quinto mensis Septembris anno xlvij. The quhilk daye a noble and mychtie Lord, Malcum, Lord Flemyng, gret Chaumerlane of Scotland, ratefiet and approvit his testment and latter will maid be him of before, and now beying in keping in the handis of Freyr David Wardlaw in Streuiling, in all poyntis, ligasyis, constetussiou of executouris and tutoris testamentaris, spesifyet in the samyn, and attour left to his tuae dochteris Agnes and Marie, his part of his fermes awand to him be his tennentis of this ger instant, als grantis him awand to the Lord Levinstoun of the rest of his dochteris toichar gudis, ane thowsand and fyftye merkis allanerly, and to the Abbot of Cambuskynne, vjxx merkis, and to Alexander Durhame, L. pundis, and to the commenditour of Kelso for the v geris bypast frutis of Hopkokyo, fyftye pundis, and grantis his seruandis feis to be payet of the mertymes terme to cum to be payet be his executouris. Attour he ordanit all the frutis, annuellis, and vtheris proffettis annex to the kirk of Bigger to be distribute on the reparatioun therof and completeing of the sam, as he hes shawin to his master of work and to his master mason, and als as is contenit in his said testament, and attour, will, that it be remittit to his tennentis, and gevin to pure folkis in lykewyse as is contenit in his said testament, and moir attour, left his saidis twa dochteris with their gudis, to our Souerane Ladye the Quenis grace, to be disponit be hir at hir plessour, and siclyk his gongest sone to be send be hir grace to hir sone, the Duke of Longeveill, in seruice, or quhar hir grace plessis, and als moir attour, will, that in caise his wyf marye, or gyd nocht hir person honestly, that scho tyne the office of tutorye of his barnis as at mair lenth is contenit in his said testament, and left the keping of his broun jonet horse in his brotheris hands, the foil of quhilterie, to the hame cummyng of his sone forth of England, and all vtheris dettis awand him, referris to his compt buk quhilk will mak all thingis clerlye. In witnes hereof he hes subscriuit this present, writt with his hand at Edinburgh, the daye and yer foresaide, and therapon askit instrumentis before thir witnes, Master Thomas Merioribankis, Jhone Merioribankis his sone, **Edward Kynkaid, Burgesses of Edinburgh**, Robert Lyndsaye, Matho Flemyng, **Thomas Kinkaid of that Ilk**, and Gilbert Myll, notar publict, with vtheris diuerse.
Indorsed :— Ratificatio testamenti nobilis et potentis domini Malcolmi domini Flemyng magni Camerarii Scotie [Maidment, James. Analecta Scotica: Collections Illustrative of the Civil, Ecclesiastical and Literaray History of Scotland Chiefly from Original Mss. 2nd Series. Edinburgh: Thomas G. Stevenson, 1837, p. 214-215].
- Protest by John Flemyng, natural son of Malcolm, Lord Flemyng, and assignee of his father, in and to the ward and marriage of John Halden of that Ilk, son and heir of the late Patrick Halden of that Ilk, that if the said John Halden marry other than Helen Flemyng, daughter of William Flemyng of Boghall, or **Marion Kincaid, daughter of Thomas Kincaid of that Ilk**, or Margaret Browne, daughter of Richard Browne of Estir Harttre, without the consent of his superior, he shall pay double avail to the said superior. Done at Broychtoun, the 20 of March 1547/8. Witnesses, Gilbert Veich, Robert Douglass and John Falconar

["Protocol Books of Dominus Thomas Johnstoun, 1528-1578." Ed. James Beveridge and James Russell. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1920. *Scottish Record Society*. 52: 70-71, folios 1801-1, no. 353].

- On 25 September 1549, **Thomas Kincaid of that Ilk** with William Cranstoun and John Fleming in Castlrankye, were sheriffs "in hac parte" of Dumbarton and Lanark:

{A.D. 1549} Vicecomites de Dunbertane et Lanark, ac Johannes Flemyng in Castlrankye, **Thomas Kincaid de eodem**, et Willelmns Cranstonn, vicecomites de Dunbertane et Lanark in hac parte, respondebant pro £136 de firmis terrarum et baronie de Ochtermoney, jacentium infra vicecomitatam de Stirling, quinque libratibus [lege libratarum] terrarum de Cummemald, cum terris dominicalibus, castro, fortificio, et libera foresta earundem, jacentiam infra vicecomitatum de Dunbertane, que terre et baronia de Ochtermoney, quinque librate terrarum de Cummemald, cum terris dominicalibus, castro, fortificio, libera foresta, molendinis, piscariis, tenentibus, tenandriis, liberetenentiam servitiis, advocacionibus et donationibus ecclesiarum et capellaniarum earundem, sunt unite, create, et incorporate in unam integram et liberam baroniam liberamque forestam, baroniam de Cummemald nuncupandam, et quod unica sasina apud fortificium de Cummemald sumenda erit sasina sufficiens pro omnibus predictis terris et baronia; existentium in manibus regine per spatium duorum annorum ultimo elapsorum sasina non recuperata; ac pro £120 de firmis trium libratarum terrarum dominicalium de Boghall, ville et burgi de Biggar, ac ararum terrarum circa easdem, jacentium infra vicecomitatum de Lanark, que tres librate terrarum dominicalium de Boghall, villa et burgus de Biggar, ac acre circa easdem jacentes, cum suis pertinentiis, sunt unite, create, et incorporate in unam integram et liberam baroniam, baroniam de Boghall nuncupandam, et quod unica sasina apud principale fortificium et messuagium de Boghall capienda sufficiet pro omnibus dictis terris et baronia; existentium in manibus regine per dictum spatium ratione prescripta; et pro duobus paribus calcarum desuratum per duplicationem albefirme earundem, necnon pro duobus paribus calcarum desuratum per duplicationem albefirme prefatarum terrarum et baronie de Ochtermoney, etc.; regine debitis per sasinam datam Jacobo Flemyng. (Edinburgh, 25 September.) [Rotuli Scaccarii Regum Scotorum: The Exchequer Rolls of Scotland. Ed. George Powel McNeill. Edinburgh: H.M. General Register House, 1898. XVIII (A.D. 1543-1556): p. 480].
- Memorandum that Eupham Coklaw relict of John Forrester & lady of the conjunct fee of the lands & houses named resigned one piece of land called Polkatsleaff & houses built thereon with one piece of a croft and belonging to the same now occupied by Eupham lying between another piece of land belonging to the heirs of the late **James Kincaid** & to Wm Murray on the east the lands of Orcharfield on the north and the highway on the south within the lordship of Dalry & sheriffdom of Edinburgh in the hands of **Thomas Kincaid of that ilk** as our lord of the same with all her right reserving her life rent which resignation being made Thomas Kincaid as superior gave sasine of possession of the piece of land called Polkatsleaff & houses to David Forrester son & heir of the said late John Forrester & to Margaret Robeson his wife & the longest liver of then in conjunct fee reserving Euphames liferent. Done on the lands 11 June 1550. Witnesses by among others **David K[incaid] son of Thomas K[incaid] of that ilk** [National Archives of Scotland, Edinburgh, UK. NP/1/12: Protocol book of James Harlaw 1547-1585. As abstracted by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 177. Note that John Lennox Peareth had a habit of abbreviating Kincaid as Kd in his abstracts].
- 22 July 1560. **Thomas Kincaid of that Ilk** binds himself to pay Walter Seyton in place of his father Sir Ninian, brother to Margaret Seton his wife, the tocher he had promised on his marriage with her on 10 Dec 1525. Witnessed by **David Kincaid my son in Broughton, Francis Kincaid, son to David Kincaid of Coittis**, James Cody, Alexr Brown & Thomas Miller [National Archives of Scotland, Edinburgh, UK. Calendar of Deeds, Vol. VIII, folio 374. As abstracted by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 81].

 - Discussion:** Margaret Seton was thus the daughter of Sir Alexander Seton who married Elizabeth Home, daughter of Lord Home, and a grandson of the 1st Earl of Huntly. The nephew of Thomas Kincaid of that Ilk, Walter Seton of Tullibody, married Elizabeth Erskine, sister of John Erskine, later Earl of Mar. Her other sister, Margaret Erskine, was the mother of James Stewart, Regent Moray.
- Discussion:** **Thomas Kincaid of that Ilk** was dead by 22 October 1561, when his son, **James Kinkaid of that Ilk**, made a contract with James Stirling of the Keir relating to the superiority of the £5 lands of old

extent of Kincades and Kinkel (see below) [Fraser, William. The Stirlings of Keir: And Their Family Papers. Edinburgh, 1858. 416-418, no. 191]. As Thomas can be proven to have been married to Elizabeth Kincaid of that Ilk and Margaret Seton, it is somewhat speculative to say which children, other than his son and heir James Kincaid of that Ilk, are by Elizabeth and which are by Margaret. Elizabeth died between 27 March 1517 & 10 December 1525 when Thomas was married to Margaret Seton. One assumes that children by Margaret flourished after 1545.

(Children - by Elizabeth Kincaid of that Ilk)

- i. **James Kincaid of that Ilk.** (to follow)
- ii. Mause Kincaid.

- **Discussion:** Mause was quite likely a daughter of Elizabeth Kincaid of that Ilk as she was contracted to be married on 10 February 1534 (see second record below). She first married John Stirling of Balquharrage and then John Binning. By her first husband she had a son and heir Robert Stirling.
- 22 March, 1562-3. **John Bynnyng**, in consideration of a sum of money paid by **James Kyncaid of that ilk on behalf of Thomas Kyncaid, his second son**, and for other favours rendered by James Kyncaid to him, resigned in favour of Thomas Kyncaid, his heirs and assignees, heritably, and of **Jonet Aflek, spouse of James Kyncaid**, in liferent, a fore tenement, lying t.c., between the lands of the vicars of the choir of Glasgow on the east and the lands of the laird of Craigannis on the west; reserving the liferent of the west booth to Jonet Irvyn, mother of the resigner, and after her decease to **Mause Kyncaid, spouse of the said John**. Sasine given by Archibald Lyoune, bailie. Witnesses: Mr. James Blair, **Robert Kyncaid**, David Miller, John Dalrumpill, William Young and Robert Burne, serjeants. iii., fol. 25. [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. III: William Hegait's protocols, 1661-8. ed. Robert Renwick. Glasgow: Carson & Nicol, 1895. p. 35, no. 737].
- 28 March 1575. Anent action & cause be **Mause Kincaid relict of John Stirling of Balquharrage & John Binning now her spouse** against Master Archibald Beatoun Chanter of Abirdeen Commissary of Glasgow given & produced a decret underwritten & **Robert Stirling son & heir** & executor at ye least intromitted with the goods & geir of the said umquhile John Stirling his father in whose favour the said was given for production. Decreet given by Commissary of Stirling of the date 1 July 1573 absolving the said Robert from the libel claim, precept given in against him at the instance of the said Marion & her spouse of his interest which precept was in virtue of her marriage contract between the **umquhile Thomas Kincaid of that ilk and the said Mause his daughter** & said umquhile John Stirling of Balquharrage on the other of the date at Kincaid 10 Feb 1534 the said late John Stirling bound himself & his heirs in the sum of 300 merks & was infeft himself & Mause his spouse & the longest liver of them & the heirs begotten betwix them & Mause to receive £20 yearly as profit of the said 300 merks & the case it happened to him not to lay & wair upon the land the sum of 300 merks to the effect afoire sd the late John Stirling bound himself to pay her £20 a year as her profit of the 300 marks whilk contract was registered in the officials book of Glasgow and it is of veritic? that the late John Stirling received from the **late Thomas Kincaid** 300. To which tochir the said Robert Stirling son to the late John & Mause has succeeded & is infeft in land lying upon the Nether Mains of Houstoun and that the said John failed in his lifetime to carry out the contract. Robert decerned to pay her her money & £10 expenses [National Archives of Scotland, Edinburgh, UK. Edinburgh Commisary Decreets, Vol. 7. As abstracted by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 74-75].
- **Discussion:** The following shows that the lands of Nether Mains of Houstoun belonged to John Houstoun of that Ilk in 1468. This suggests that Egidia Houstoun, wife of Patrick Kincaid of that Ilk (Mause's grandfather), was a daughter of Sir John Houstoun of that Ilk and his spouse Elizabeth Sinclair, daughter of William, Earl of Orkney and Caithness.
 - Apud Striveline, 12 Nov. {1468} Rex concessit **Johanni de Houstoun de eodem** militi, et heredibus ejus, -terras dominicas de Houstoun, nuncupatas le **Nethir-maynis**, cum castro, silvis et parca de Houstoun; necnon Houstouncroffitis, terras de Henristoun, Bodrikfeild, Grivis, Wrais, Houstounhedis, Balschagre, Willangistoun, Wilewinstoun, le Halcraggis, Bullokistoun, et Barlogane, vic. Renfrew; -quas terras, &c., tentas de rege per servitium warde et relevii, idem Joh. resignavit; -et quas rex dicto Joh. et heredibus ejus, pro ipsius fideli servatio, concessit in albam firmam, -in excambium pro servitio ejus terrarum dimedietatis

de Lany, vic. Edinburgh, quam dictus Joh. de rege in alba firma per traditionem 2 denariorum tenebat: -Reddend. 2 denarios argenti apud castrum de Houstoun, nomine albe firme [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1424-1513. Ed. James Balfour Paul. Edinburgh: H.M. General Register House, 1882. p. 201, no. 969].

- 10 March 1482/3. In the actioun aud cause persewit be **Elisabeth Sinclair, the spous of umquhile Schir Johne of Houstoun of that ilk**, on the ta part, aganis Margret Simpill, the Spous of Patric of Houstoun, for the wrangwise uptakin and halding of the mails of the third part of the landis of Houstoun, Cowale, Carnis, Auldanstoun and the Uverside of Lany, pertenand to the said Elisabeth be reson of terce, as is allegeit . . . [thame] self and thair procuratouris and thair . . . the Lordis Auditouris decretis and delvelris that . . . regress to the tercis of the saidis landis because . . . of the Netherside of Lany assignit in content to the [said Elisabeth] for hir said terce ar fallin in ward to our soverane Lord the King, for the quhilk the said Elisabeth may nocht broike thame for cause of the said ward; and ordanis that letters be writin to the schireffis quhar the said lanidis liis to mak hir be obeit efter the forme of he lawis of the realme [Acta Dominorum Concilii: Acts of the Lords of Council in Civil Cases Vol. II. A.D. 1496-1501. Ed. George Neilson and Henry Paton. Edinburgh: H.M.'s Stationery Office, 1918. p. cii].
- 3 December 1498. Copy (18th century) of a copy of a charter by William, Earl of Caithness, Oliver St Clare of Rosline Kt., Mr Alexander St Clare, George St. Clare, Robert St Clare, Arthur St. Clare, Elenor St Clare, Countess of Athol, **Elizabeth St Clare, Lady Houston**, Margaret St Clare, Lady of [blank], Catharine St Clare, Euphamia St Clare, Margery St. Clare and Marieta St Clare, sons and daughters of umq. William, Earl of Orkney and Caithness and Lord St Clare in favour of Sir David St Clare Kt and Foud of Zetland, their brother, of the lands of Swinburgh. Sealed at Edinburgh [National Archives of Scotland, Edinburgh, UK. GD106/75].

(Children - uncertain whether by Elizabeth Kincaid of that Ilk or Margaret Seton)

iii. **David Kincaid in Broughton.**

- {A.D. 1542} Congregatione generali facultatis artium studij alme universitatis Glasguensis tenta et celebrata in inferiori ecclesia Glasguensi apud altare intemerate Virginis Marie in eodem die quinto mensis Decembris anno Domini millesimo quingentesimo xlij per venerabilem virum Magistrum Robertum Colquhoun rectorem de Dunbar ac dicte facultatis decanum ... pro admissione certorum studencium ad gradum bachallariatus In quaquidem congregacione presentati fuerunt studentes subscripti ... per Magistrum Joannem Houstoun regentem / pro quorum examinatione electi fuerunt duo regentes videlicet dictus Magister Joannes et Magister Alexander Hammyltoun et duo non regentes videlicet Magistri David Robisoun et Alexander Craufurd ... Joannes Foulartoun, **David Kincaid filius Domini eiusdem**, Andreas Layng, Robertus Forsytht, Karolus Geddess, Jacobus Hammyltoun, Johannes Hammyltoun maior, Johannes Hammyltoun minor. Electio novi decani [Munimenta Alme Universitatis Glasguensis: Record of the University of Glasgow from its foundation till 1727. Vol. II. - Statutes and annals. Glasgow, 1854. p. 293].
- Memorandum that Eupham Coklaw relict of John Forrester & lady of the conjunct fee of the lands & houses named resigned one piece of land called Polkatsleaff & houses built thereon with one piece of a croft and belonging to the same now occupied by Eupham lying between another piece of land belonging to the heirs of the lat **James Kincaid** & to Wm Murray on the east the lands of Orcharfield on the north and the highway on the south within the lordship of Dalry & sherifdom of Edinburgh in the hands of **Thomas Kincaid of that ilk** as our lord of the same with all her right reserving her life rent which resignation being made Thomas Kincaid as superior gave sasine of possession of the piece of land called Polkatslieff & houses to David Forrester son & heir of the said late John Forrester & to Margaret Robeson his wife & the longest liver of then in conjunct fee reserving Euphames liferent. Done on the lands 11 June 1550. Witnesses by among others **David K[incai]d son of Thomas K[incai]d of that ilk** [National Archives of Scotland, Edinburgh, UK. NP/1/12: Protocol book of James Harlaw 1547-1585. As abstracted by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 177. Note that John Lennox Peareth had a habit of

abbreviating Kincaid as Kd in his abstracts].

- 22 July 1560. **Thomas Kincaid of that Ilk** binds himself to pay Walter Seyton in place of his father Sir Ninian, brother to **Margaret Seton** his wife, the tocher he had promised on his marriage with her on 10 Dec 1525. Witnessed by **David Kincaid my son in Broughton, Francis Kincaid, son to David Kincaid of Coittis**, James Cody, Alexr Brown & Thomas Miller [National Archives of Scotland, Edinburgh, UK. Calendar of Deeds, Vol. VIII, folio 374. As abstracted by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 81].

iv. **Robert Kincaid** (bef 1550 - aft 8 Aug 1573).

- It is not certain, but he is perhaps the following Robert Kincaid who was a witness on 31 January 1542/3 to a submission between James Stirling of Keir and John Sterling.
 - Submission between James Stirling of Keir, and John Stirling, son and heir of umquhile Robert Stirling (Register of Acts and Decreets, Book I., fol. 194.). Tertio Februaruu, MD.xlii. In presens of ye Lordis of Counsale, comperit thir partyis underwritten, and geve in yis compromitt under specifeit, and desirit ye samin to be registred in the bukis of Counsale; the quhilk desire ye saidis Lordis thocht resonable, and yairfor ordanis ye samin to be registred in the saidis bukis, and to haif ye strenth of yair decrets in tyme to cum; off ye quhilk ye tenour followis: — 'At Edinburgh, ye penult day of Januar, ye zeir of God aue thousand fyve hundreth xlii zeris, James Striueling of ye Keir, sone and air of Umquhile Johne Striueling of ye Keir, knicht, his fader, on yat ane pert, and Johne Striueling, sone and aire of Umquhile Robert Striueling, with consent and assent of ane noble and mychtie Lord, Malcolme Lord Fleming, Maister Hew Rig, his curatouris, and Marioun Fleming, ye relict of ye said umquhile Robert, on yat vyer part, ar faithfullie compromit, bundin and obligit, and sworne to stand, abide, vnderly, and fulfill ye sentence, ordinance, decrete arbitrale, and deliverance of David Foster of Carden, and James Chesholme of Clessingaw, as jugis arbitratouris and amicable compositouris, chosin for ye part of ye said James, and Jhone Brisbane of Bischoptoun, and **Thomas Kincaid of yat Ilk**, chosin for ye part of ye remanent personis above writtin, as jugis, arbitratouris and amicable compositouris, equalie chosin betuix ye saidis partyis, in all and sindrie actionis, debatis, pleyis, caussis, questionis, and controverseis, or clames, yat ayer of the saidis partyis hes to ask or clame at vyeris, or vyeris quhatsumeuer, yat ony of ye saidis partyis hes, or ony viss may haif or move aganis vyeris in ony tyme bygane, before ye day of ye dait of yir presentis, and speciali anentis ye pley and questioun betuix ye saidis partyis anent ye infetung of ye said Johne Striueling, as air to his said vmquhile fader, in ye xv. lib. landis of auld extent of Blanerne, Kirkmichall, and Letter, liand within ye scherefdom of Dunbartan, for releving of ye said James landis and heretage of Keir, efter ye forme of ane Contract and writtingis maid betuix ye said Vumuhile Johne Striueling of ye Keir, knyght, and ye said vrnquhile Robert yairupoun. And ye saidis partyis sall caus ye saidis judgis chosen for ayer of yame, to convine in ye paroch kirk of Glasgw, ye XV day of Februar nix to cum, at x houris before nvne, and yair accept ye saidis actionis, questionis, and debatis, in and upoun yame, and commoun yairintille, and to be sworne to deliuer yairon lelelie and trewlie, aftir yair vnderstanding, knowledge, and conscience, betuix yan and ye viii day of May nixt yaireftir at ye farrest ; and in caiss of discord betuix ye saidis Jugis, ye saidis partyis hes chosen Schir Jhone Morisoun ourman and odman with yame in ye said mater, and quhat ye saidis Jugis and ourman, or ye maist part of yem togidder, decernis and deliueris yair In, baith ye saidis partyis sall vnderly and fulfill ye samin to vyeris In every poynt, but reuocatioun, reclamatioun, or appellatioun; Prouiding yat ye said ourman geve forth his decrete In ye said mater at ye day abone specifeit; and ordanis yis compromitt to be actit and registred in ye bukis of Counsale, and ye Lordis yairof to Interpone yair auctorite yairto, And haif ye strenth of yair decrete and letrez to be direct to compell ayer of ye saidis partyis to fulfill ye samin to vyeris in all poyntis. In witness of ye quhilk thing, ayer of ye saidis partyis hes subscriuit yir present compromitt with yair handis, day and zere for saidis, befor yir witness, **Richert Kincaid**, Mathow Fleming, **Robert Kincaid**, and Jhone Young, notar, with utheris diuerss.--James Striueling of ye Keir -- Marioun Fleming, with my hand on ye pen, led be Jhone Zoung, notar publick [Riddell, John. Comments in refutation of pretensions advances for the first time, and statements in a

recent work "The Stirlings of Keir and the family papers" with an exposition of the Stirlings of Drumpellier to the representation of the ancient Stirlings of Cadder. Edinburgh: William Blackwood and Sons, 1860. p. 66-67. no. 8].

- It is not certain, but he was likely the **Robert Kincaid** who, on 22 October 1561, witnessed the contract made by James Kincaid of that Ilk with James Stirling of the Keir relating to the superiority of the £5 lands of old extent of Kincades and Kinkel [Fraser, William. The Stirlings of Keir: And Their Family Papers. Edinburgh, 1858. 416-418, no. 191. *See below for full text*].
- {1571 Mar Regent} Apud Striveling, xxii die mensis Septembris, anno Domini jmvclxxio. Forsamekle as anent our Soverane Lordis letters past be deliverance of the Lordis of Secrete Counsale at the instance of the kin and freindis of Johnne Levinax of Wodheid, makand mentioun--That quhairupoun the sevintene day of September instant he being solitar at his prayers beside his duelling place of Wodheid, belevit na evill of ony persoun bot to have levit under Godis peax and the Kingis; not theles the **sonnes and brethir of James Kincaid of that Ilk**, upoun sett purpois, cruellie invadit the said Johnne, and wondit and hurt him in diverse partes of his body, to the effusioun of his blude in great quantitie, and maisterfullie and perforce tuke him with thame to the place of Kincaid, quhair thay detene him captive as yit, in hie contemptioun of our Soverane Lord and his auctoritie. And anent the charge gevin to the said James Kincaid of that Ilk, James Kincaid youngar, his sone and apperand air, **Robert Kincaid, brother to the said James Kincaid elder, George Kincaid his sone, and Malcolm Kincaid** to put the said John Levinax to libertie and fredome within sex houris efter the charge, under the pane of rebellioun and putting of thame to the horne; and gif thay failyeit thairin, to denunce thame rebellis and put thame to the horne, and eschete and inbring, etc. And also anent the charge gevin to the saidis personis, to compeir befor befor my Lord Regentis Grace and Lordis of Secrete Counsale this day, to answer to the complent abonewrittin, and to underly sic order and directioun as suld be takin thairanent under the said pane of rebellioun; and gif thay failyeit to put thame to the horne, and to eschete, as the saidis letters and executionis thair of beris. Quhilkis being callit, comperit the said Johnne Levinax of Wodheid being put to libertie on the ane part; and **James Kincaid of that Ilk, and Malcolme Kincaid of Kinkell** on the uther part, personalie. And the saidis **James Kincaid youngar of that Ilk, Robert Kincaid, and George Kincaid**, being oftymes callit and not comperand; my Lord Regentis Grace ordanis the saidis letteres to be put to farther executioun aganis the saidis personis not comperand, and thay to be denuncit rebellis and put to the horne, and all thair movable guidis eschetit and inbrocht to our Soverane Lordis use for thair contemptioun [The Register of the Privy Council of Scotland. Ed. John Hill Burton. Edinburgh: H.M. General Register House, 1878. Vol. II (A.D. 1569-1578); p. 82-83].
- It is not certain, but it is assumed that the George Kincaid was son of James Kincaid of that Ilk versus his brother Robert. This is because the entry says sons and brothers of James Kincaid of that Ilk and makes no mention of nephews. If George was a son of Robert then he would have been James' nephew. James Kincaid of that Ilk did have a son George so the weight of evidence is that the George mentioned here was the son of James Kincaid of that Ilk.
- 8 August 1573. **James Kincaid of that ilk** granted a charter of confirmation which is also signed by **James Kincaid youngar of that ilk** of the 10/- land of Birbenstown occupied by James Browne to an honorable man Wm. Blair son of Alan Blair of Barraston which had formerly belonged to Matthew Palmer son & legitimate heir of James Palmer of which he acknowliges to have been paid & completely satisfied. It is witnessed by **James Kincaid's son George & his brother Robert** at Kincaid. Red. 1d. Scots [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 28. John Lennox Peareth did not supply the source of the abstract].

(Children - likely by Margaret Seton)

v. Marion Kincaid.

- It is not certain if she was a daughter of Margaret Seton but one assumes from the following record that she was under 21 years old and thus born after 1525 when Thomas Kincaid of that Ilk married Margaret Seton.
- Protest by John Flemyng, natural son of Malcolm, Lord Flemyng, and assignee of his father, in and to the ward and marriage of **John Halden of that Ilk**, son and heir of the late Patrick Halden of that

Ilk, that if the said John Halden marry other than Helen Flemyng, daughter of William Flemyng of Boghall, or **Marion Kincaid, daughter of Thomas Kincaid of that Ilk**, or Margaret Browne, daughter of Richard Browne of Estir Harttre, without the consent of his superior, he shall pay double avail to the said superior. Done at Broychtoun, the 20 of March 1547/8. Witnesses, Gilbert Veich, Robert Douglass and John Falconar ["Protocol Books of Dominus Thomas Johnsoun, 1528-1578." Ed. James Beveridge and James Russell. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1920. Scottish Record Society. 52: p. 70-71, no. 354].

- vi. **William Kincaid, burgess of Edinburgh** (bef 1543 - bet 3 November 1574 & 2 October 1583).
- 29 October 1562. Instrument in favour of James Kincaid of that Ilk of the lands of Craiglockhart following on precept given under the Great Seal. James Kincaid was son of the deceased Thomas Kincaid of that Ilk. Witnesses included **William Kincaid, brother of the said James Kincaid of that Ilk**, John Kincaid of Coittis, Thomas Kincaid his brother german and Edward Kincaid [National Archives of Scotland, Edinburgh, UK. GD243/1/2/9: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].
 - It is not certain, but he was possibly the following William Kincaid:
On 14 June 1563, **William Kincaid** was entered in the roll of Edinburgh burgesses as guild-brother and burgess with "guild-brother, gratis for services done and to be done to the gude toun, burgess, by payment, by act of Town Council of 11 inst." [Scottish Record Society. *Roll of Edinburgh Burgesses, 1406-1700*. Ed. Charles B. Boog Watson. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1929. 59: 291].
 - 5 January 1564. Interdiction - James Kincaid, son and heir of the late James Kincaid of the Coittis, with consent of John Logan of Cotfield and Adam Logan, brothers to his mother, his curators, to the said John and Adam Logan, **William Kincaid brother of James Kincaid of that Ilk**, Edward Kincaid, father's brother of granter, and Stevin Kincaid of Craiglockhart, also his father's brother [National Archives of Scotland, Edinburgh, UK. CS7: Acts and Decrees - Calendar of Deeds 1542-1581. XXXI: 215. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 17 October 2001].
 - 4 May 1570, at Edinburgh. Charter of Sale by Katherine Falcone, one of the daughters and heirs of umquhile David Falcone of Dalry-mylnis, and by Robert Cunynghame, her husband, for his interest, in implement of a contract entered into with **William Kincaid, burgess of Edinburgh**, dated at Edinburgh, granting to **George Kincaid, son and heir of umquhile Edward Kincaid, burgess of Edinburgh**, his heirs and assignees whomsoever, without any reversion. And that of the consent and at the command of **said William**, the granter's half of the three Dalry-mylnis, with half of the mill lands and half of the mansion and yards thereof, and the thirle multures of the lands of Dalry reckoned at the twenty fourth grain, which mills were then built and stood beside the Water of Leith, in the lordship of Dalry and sheriffdom of Edinburgh; with the mill-lade as it was of old drawn from the Water of Leith towards Sauchtounhall on the west side of said water, and containing a convenient width along its whole course from the dam to the Newbrig, with tofts and buildings as then built and better, with certain lands lying about said mills (beginning from the Cors-burne running betwixt said land and the land of Coteield on the east, thence extending in a line westwards on the front of a bank above the hauch of the Brymanshauch to a 'hepbus' on the old close of the lade, as perambulated and bounded by stones fixed in the earth from the burn to the 'hepbus', thence in a line northwards to the west part of a corner of a bank on the west of the Peishill, thence down a small burn towards the north part of said bank, and so to the great Water of Leith by its common course, then along said Water to the Newbrig, thence ascending by the Cors-burne to the first marked beginning, as was more fully set forth in a decret of perambulation obtained before the justiciary). To be held 'a me' of George Touris of Inverleith, the superior thereof, his heirs and assignees whomsoever. Rendering therefor to the abbot and convent of Holyrood 6s 8d annual rent, and to the superior £10 feu duty. Witnesses: John Young, John Lawsons, Writers to the Signet, Francis Ur, burgess of Edinburgh, Master William Broun, 'cum diversis aliis' [National Archives of Scotland, Edinburgh, UK. RH6/2180].
 - **Issobel Falcone** and **James Kincaid of the east half of the Coittis, her spouse**, (with consent of **Stevin Kincaid in Craiglockhart, William Kincaid, burgess of Edinburgh and Edward Kincaid under the wall**, at whose instance the said James was interdicted) on the one part; and **Edward Kincaid, burgess of Edinburgh, dwelling at Nether Bow, brother german of George**

Kincaid, burgess in Campheir on the other - contract of sale of half of Falcone Mylnes dated 15 October 1570 and registered 16 October 1570 [National Archives of Scotland, Edinburgh, UK. CS7: Acts and Decrees - Calendar of Deeds 1542-1581. XLV: 282. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 17 October 2001].

- 8 November 1570, at Edinburgh. Precept of Sasine by **Isobel Falcone**, elder of the 2 daughters and heirs of umquhile David Falcone of Dalry-mylne, and by **James Kincaid of Coittis, her husband**, for his interest, addressed to Francis Ur, for infesting **George Kincaid, burgess of Campveir in Flanders**, his heirs and assignees whomsoever, in said Isobel's half of the 3 Dalry-mylne commonly called Falcone-mylne, with her half of the mill lands, and the thirle multures of the lands of Dalry effeiring thereto, with the principal place, houses and yards thereof pertaining to her as elder daughter foresaid. Lying in the barony of Dalry and sheriffdom of Edinburgh (the situation of the mills, the mill lade, and the marches, are described in Charter RH6/2180; and that on Charter of Sale proceeding on a Contract betwixt the granters, with consent of **Stephen Kincaid in Craiglokart, William Kincaid, burgess of Edinburgh and Edward Kincaid, burgess thereof dwelling under the Castle-wall**, at whose instance said James was interdicted, on one part, and **Edward Kincaid, burgess of said burgh, dwelling at the Nether Bow thereof, taking burden for said George, his brother german**, on the other, dated at Coittis 15 Oct 1570. Witnesses: Robert Cunynghame of Ladyland, James Dalgleisch, burgess of Edinburgh, Master George Freir, Master William Brown, his servitor, **Robert Kincaid in Comstoun (Colmestoun)**, William Craufurde of Beircroftis, Master Andrew Abircrumby, Thomas Young, servitor of Master John Abircrumby, 'cum diversis aliis.' The seals of the granter and her husband are missing [National Archives of Scotland, Edinburgh, UK. RH6/2203].
- Kathrene Falcone, one of two daughters and heirs portioners of the late David Falcone of Dalry Mylne and Robert Cwynghame, her spouse, to **William Kincaid, burgess of Edinburgh on behalf of George Kincaid, son and heir of the late Edward Kincaid, burgess of Edinburgh - Acquittance** (for 1100 merks) dated 4 May 1570 and registered 23 December 1570 [National Archives of Scotland, Edinburgh, UK. CS7: Acts and Decrees - Calendar of Deeds 1542-1581. XVI: 227. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 17 October 2001].
- 2 May 1571, at Edinburgh. Charter of Sale by **Isobel Falcoun**, elder of the 2 daughters and heirs of umquhile David Falcoun of Dalry-mylne, with consent of **James Kincaid, laird of the east half of the lands of Coittis, her husband, also of Stephen Kincaid in Craiglorkhart, William Kincaid, burgess of Edinburgh and Edward Kincaid, dwelling under the Castle-wall, at whose instance said James was interdicted**, in implement of the Contract described in (RH6/2203). Contract was Recorded in the Books of Council granting to **George Kincaid, burgess of Campheir in Flanders**, his heirs and assignees whomsoever, said Isobel's half of the 3 Dalry-mylne, with half of the mill lands and of the thirle multures of the lands and barony of Dalry effeiring thereto, with the principal place, houses and yards thereof pertaining to her as elder daughter foresaid with the pasturage of 4 souns of cattle anywhere within the pasturage of Dalry along with the husbandmen or occupiers of the lands of Dalry (the situation of the mills, the mill lade and the marches, are described as in the Charter RH6/2180). To be held 'a me' of John Touris of Inverleyth, superior thereof. Rendering therefor to the abbot and convent of Holyrood 6s 8d Scots annual rent, and to the superior £10 Scots feu duty. At Edinburgh. Witnesses: John Mayne, Patrick Warnour, burgesses of Edinburgh, John Speir there, Henry Aytoun, John Lawsone, notaries public, William McKie, servitor of said John Lawsone, **Edward Kyncaid, brother of said George** [National Archives of Scotland, Edinburgh, UK. RH6/2217].
- 2 May 1571, at Edinburgh. Charter of Sale by **Isobel Falcoun**, elder of the 2 daughters and heirs of umquhile David Falcoun of Dalry-mylne, with consent of **James Kincaid, laird of the east half of the lands of Coittis, her husband, also of Stephen Kincaid in Craiglorkhart, William Kincaid, burgess of Edinburgh and Edward Kincaid, dwelling under the Castle-wall**, at whose instance said James was interdicted, in implement of the Contract described in (RH6/2203). Which contract was recorded in the Books of Council granting to **George Kincaid, burgess of Campheir in Flanders**, his heirs and assignees whomsoever, said Isobel's half of the 3 Dalry-mylne, with half of the mill lands and of the thirle multures of the lands and barony of Dalry effeiring thereto, with the principal place, houses and yards thereof pertaining to her as elder daughter foresaid with the

pasturage of 4 souns of cattle anywhere within the pasturage of Dalry along with the husbandmen or occupiers of the lands of Dalry (the situation of the mills, the mill lade and the marches, are described as in the charter RH6/2180). To be held 'a me' of John Touris of Inverleyth, superior thereof. Rendering therefor to the abbot and convent of Holyrood 6s 8d Scots annual rent, and to the superior £10 Scots feu duty. Witnesses: John Mayne, Patrick Warnour, burgesses of Edinburgh, John Speir there, Henry Aytoun, John Lawsone, notaries public, William McKie, servitor of said John Lawsone, **Edward Kyncaid, brother of said George**. Seals of granter and her husband missing [National Archives of Scotland, Edinburgh, UK. RH6/22217].

- 2 May 1571. Charter of Sale by the same granters, to the same grantee, and of the same subjects as (RH6/2217). To be held 'de me'. Rendering therefor one penny Scots in name of blench ferm; and to Holyrood Abbey and Touris of Inverleyth as in preceding Charter. Witnesses: as in (RH6/2217), except that the 2 last witnesses William McKie, servitor of said John Lawsone and Edward Kyncaid, brother of said George do not occur in this Charter [National Archives of Scotland, Edinburgh, UK. RH6/2218].
- **Issobel Falcone**, eldest daughter and one of two heirs of the late David Falcone of Dalry Mylnis and **James Kincaid, portioner of the Coittis, her spouse** (with consent of Stevin Kincaid in Craiglokheart, **Wilzeam Kincaid, burgess of Edinburgh and Edward Kincaid, burgess thereof, dwelling under the castle wall** of the same, at whose instance James was interdicted) to Edward Kincaid, brother german of George Kincaid, burgess of Campheir. Acquittance (for 1350 merks) dated 2 May 1571 and registered 23 December 1572 [National Archives of Scotland, Edinburgh, UK. CS7: Acts and Decrees - Calendar of Deeds 1542-1581. XLIX: 206. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 17 October 2001].
- 3 November 1574, at Edinburgh. Charter of Sale by **James Kincaid, portioner of Coittis**, with consent of **Issobel Falcoun**, his spouse, granting to **George Kincaid of Dalry-mylne**, his heirs and assignees, whomsoever, irredeemably, 7 acres of arable land of the lands of Coittis commonly called Langlandis, eg 3 acres occupied by said George, and 4 acres occupied by Andrew Simson and James Smyth (lying betwixt the lands of umquhile John Kincaid now of Clement Kincaid, his son, the other portioner of Coittis, on the south and north, the Corsburne on the west, and the common way on the east). And, in warrandice thereof, 9 acres of said lands, eg 5 acres called the Boucht-steidis occupied by James Wilson, baxter, burgess of the Canongate (betwixt the granter's lands occupied by **William Kincaid** on the east, said Clement's lands on the west, the common highway on the south, and the 'brayes' tending towards the Water of Leith on the north), and 4 acres commonly called Gallodykes occupied by Alan Gib and Neil Kyng (betwixt the granter's lands (occupied) by John Burne, dwelling in water of Leith on the east, said Clement's lands on the west, said highway and 'brayes' on south and north respectively). To be held 'de me', rendering therefor 2d Scots in name of blench ferm. With Precept of Sasine addressd to James Kincaid, burgess of Edinburgh. Witnesses: **Edward Kincaid, brother german of said George, Edward Kincaid, dwelling in Leith, servitor of said George**, John Lawsone, writer Mangus (mawneis) Ogstoun his servitor [National Archives of Scotland, Edinburgh, UK. RH6/2335].
- 2 October 1583. Charter by **James Kyncaid, portioner of Coittis** with consent of **Issobel Falcoun**, his spouse, to John Owsteane, merchant burgess of Edinburgh, his heirs and assignees whomsoever, of seven acres of arable land of the lands of Coittis called Langlandis, then occupied by John Purdy, baxter burgess of Edinburgh. Description: (betwixt the lands of **Clement Kincaid of Coittis** on the south and north, the Corsburne on the west and the common way on the east), within the barony and regality of Brochtoun and sheriffdom of Edinburgh; and in warrandice thereof nine acres of said lands viz 5 acres called Bouchtsteiddis sometime occupied by James Wilson, baxter burgess of Canongate (betwixt the granter's own lands sometime occupied by **umquhile William Kincaid on the east**, said Clement's lands on the west, the common highway on the south, and the Brayes sloping to the Water of Leyth on the north) and the other 4 acres commonly called Gallowdykis, sometime occupied by Alan Gib and Neil King (betwixt the granter's own lands formerly occupied by John Burne in Water of Leyth on the east, said Clement's lands on the west, the said common way on the south, and said Brayes on the north); which the granter had previously disposed irredeemably to **his cousin George Kincaid, burgess of Campheir in Flanders**, who now by George Welche, shearer burgess of Edinburgh, his procurator (appointed by procuratory dated at Campheir, 27th August 1583) resigned in favour of said John Ownstean. To be held de me.

Rendering therefor two pennies Scots in name of blench ferme. With precept of sasine addressed to **James Kyncaid at the West Port of Edinburgh**. At Edinburgh, 2nd October 1583. Witnesses: **Edward Kyncaid**, James Lichtoun, burgesses of Edinburgh, Robert Wardlaw, John Fowilis, Master John Crawmonth and Alexander Freir, notaries public cum diversis aliis. Signed by the granter and by the first two witnesses and J Cramonth. Isabell Falcoun's signature with hand at the notary's pen is attested by John Foulis and Alexander Frier, notaries [National Archives of Scotland, Edinburgh, UK. RH6/2683].

vii. Elizabeth Kincaid.

- Sir Robert {Mure of Caldwell} married, first, **Elizabeth daughter of Kincaid of that Ilk**, by whom he had three sons, John, James, and Hew; secondly Barbara daughter of Sir George Preston of Valleyfield, and relict of Robert Master of Sempill [Selections from the family papers preserved at Caldwell. Ed. William Mure of Caldwell. Part First Vol. I MCCCCXCVI - MDCCCLIII. Paisley: Alexander Gardner, 1883. p. 16].
- Andro, Earl of Rothes and Christian Leslie, his sister (and Patrick Crichtoun of Lugtoun and William Kincaid, cautioners) on the one part and James Kincaid of that Ilk and James Kincaid, his son and heir apparent (and **Robert Muir of Caldwell** and the said William Kincaid cautioners for them) on the other part: matrimonial contract, dated 19 and 26 January 1570, between Christian Leslie and James Kincaid younger of that Ilk [National Archives of Scotland, Edinburgh, UK. CS7: Acts and Decrees, vol. xlv, fol. 414. 6 February 1570].
- {A.D. 1575} Apud Halyrudehous, 16 Dec. Rex &c., confirmavit **Roberto Mure de Cauldwell**, et **Elizabeth Kincaid ejus sponse**, --5 librates terrarum antiqui extentus de Knokewart, in balliatu de Cunynghame, vic. Air;--quas idem Rob. resignavit:--Tenend. dictis Rob. et Eliz. eorumque alteri diutius viventibus in conjuncta infeodatione, et heredibus inter ipsos legit. procreatis, quibus deficientibus, heredibus et assignatis dicti Rob. quibuscunque [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1546-1580. Ed. John Maitland Thomson. Edinburgh: H.M. General Register House, 1886. p. 666, no. 2478].

James Kincaid of that Ilk I [aft 1505 - 13 February 1604; Laird from c1561].

- 31 August 1526.--Patrick Flemyn, bailie, cognosced and entered **James Kincaid, son and heir of the late Elizabeth Kincaid**, in and to a waste land within the tenement of land of John Adamson on the east side of its passage, between the land of the late James Homyll on the south and the waste land of John Adamson on the north, which tenement lies on the south side of the High Street, between the tenement of land of the late Sir Thomas Tod, Kt., on the east and the tenement of land of the late Alexander Elphinston of Selmys on the west. Witnesses: **James Kincaid, George Kincaid and John Kincaid**, John Lowrison, Gilbert Knox, Alexander Levington, William Nesbet and James Johneston, sergeants ["Protocol Book of John Foular: Volume III 1519-1528." Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1944-53. Scottish Record Society. 75 (December 1942): 217, no. 731].
- 31 August 1526.--In presence of Patrick Flemyn, bailie, **James Kincaid asked that his father, Thomas Kincaid of that ilk**, should be given to him as curator which, the said bailie did; whereupon the said **James, son and heir of the late Elizabeth, with consent of the said Thomas, his curator**, resigned his waste land within the tenement of John Adamson on the east side of its passage, bounded as above, and sasine was given to Archibald Stevinson, burgess, and Elizabeth Preston, his wife. Witnesses: **James Kincaid, George Kincaid and John Kincaid**, John Lowreson, Gilbert Knox, Alexander Levington, William Nesbet and John Johneston, sergeants ["Protocol Book of John Foular: Volume III 1519-1528." Ed. Marguerite Wood. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1944-53. Scottish Record Society. 75 (December 1942): 217, no. 732].
- **Discussion:** This shows that James was born between 1505 and 1512 as he would have been between 14 and 21 to have a curator:
 "In private law, a boy was in a state of pupillarity, and his affairs in the care of a tutor, until he reached the age of fourteen, a girl until she was twelve, and thereafter the child's affairs were managed by curators (whom he or she could now choose) until the age of twenty-one. It was understood that the tutor, who managed the affairs of the pupil, would normally be the heir presumptive, whose interest was to conserve the property of the minor, but that the person of the pupil should be in the hands of an individual other than the tutor (whose interest in the succession

was felt to make him unsuited to have custody of the pupil's person.)" [Donaldson, Gordon. Scottish Kings. London: B.T. Batsford Ltd., 1967. p. 59].

- On 30 May 1538, an obligation was made by John Lennox of Balcorroch to James Kincaid, son and heir apparent to Thomas Kincaid of that Ilk, to infeft him in the lands of Balcorroch:
Be it kend till all men that I John of Lenox son and aperand air to David of Lenox of Balcoroch & fear of the lands to be bunden and oblist and by yr presents & payt of ony? body bunds & oblis me and my airs to my broyr in ye law James Kincaid sonn & apperand aire to Thomas Kincaid of yt ilk and to his airs That for sam meikle as he has of his free will assentit and grantit to hald ye lands of Balcoroch Bachicloth & Baldow freeland & also ye lands of Balcorath Bachcloth & Baldow Champna wt all yair tenents of me as his immediate superior yrof in Blench ferm Charter & bunds & oblis me and my airs to him and his airs yat sall within twenty days oof ye dait heirof fra wt our ony expenses infeft be Chartor, & sasine in due corse ye said James his in ye propertie of all ye lands above writtin blench ferm and also free as thir said lands was of befor be umqle **John of Kincaid of Corshous** yt because ye said James is nearest & lawfull air to him and yt my immediate superior for ye time umqle John earl of Lenox hes infeft me ye said John heritable in the superiority of ye formentonat lands and my airs sall warrand yis ryt of my said superior to ye said James & his airs at ye hands of whatsoever persons and also sall cause my said fader frank {blank} of ye said superior to discharge & gyf to ye said James ye bygone mails of ye said lands of ye term of Whitsunday last specified ye dait heirof ptenis to him be reason of nonentres & failing theof sall pay the said ? myself for relief of the said James & sall be this my obligation be extended in due form above written. In virtue of the which this obligation subscryvit wt my hand my seal is affixed at Stirling ye penult day of May in the yeir of God fifteen hundred and thirty eight before thir witnesses Walter Lord Fleming John Stirling of ye Keir Jhon Douglas of Mains John Cragingalt of yt ilk Jhne Douglas wts **Robert Kincaid** and mairster James Wilson chapellan & not wt others. Signed Jhon of Lennox wt my hand [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/7/1. Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 2 (in possession of Madame Arabella Kincaid of Kincaid) at page 27-28].
- On 29 September 1541, **James Kincaid, son and heir apparent of Thomas Kincaid of that Ilk** was witness to a charter of confirmation by Malcolm, Lord Fleming to his son John Fleming:
Apud Perth, 19 Nov. {1541. 29 JAC. V.} Rex confirmavit cartam Malcolmi domini Flemyng, magni camerarii Scotie,--[qua,--cum consensu Jonete Stewart sponse sue (sororis regis) ac domine conjuncte infeodationis de Ovir-Kyndildurris,-- pro servitiis impensis et impendendis, concessit Johanni Flemyng, filio inter se et dictam Jon. legitime procreato,--10 libratas terrarum de Suthirlandhill ... Test. **Jac. Kincaid filio et herede apparente Thome K. de eodem**, M. Tho. Majoribankis burgen. de Edinburgh, **Ric. Kincaid**, Wil. Thomsoun, Gilb. Myll, Donaldo Fultoun et Alex. Makneill notariis publicis:-- Apud Edinburgh, 29 Sept. 1541]:--Test. *ut in aliis cartis &c.* xxviii. 75. [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1513-1546. Ed. James Balfour Paul and John Maitland Thomson. Edinburgh: H.M. General Register House, 1883. 574-575, no. 2502].
- 15 May 1542. Sasine in favour of an honorable man James Palmer son & heir of his mother Margaret Stirling of the lands of Birbenstown granted by an honorable man **James Kincaid son & apparent heir of Thomas Kincaid of that Ilk** [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 27. John Lennox Peareth did not supply the source of the abstract].
- 15 May 1551. Sasine in favour of Matthew Palmer son of James Palmer of the same lands by **Jas. K[incaid] de eodem** dominus superior [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 27].
 - **Discussion:** John Lennox Peareth did not supply the source of the abstract. Thomas Kincaid of that Ilk was still alive on 22 July 1560 [National Archives of Scotland, Edinburgh, UK. Calendar of Deeds, Vol. VIII, folio 374. As abstracted by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 81] so it is assumed that John Lennox Peareth neglected to note this James was younger of that ilk. There is no doubt that there was one James Kincaid son of Thomas Kincaid and Elizabeth Kincaid of that Ilk as, on 11 February 1562, he was noted as such [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/12/18].

- 8 May 1552. Decreet arbitral in favour of **James Kincaid of Kincaid**, giving him occupation of the easter part of the commonty of Champhastoun [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/7/4].
 - 15 February 1585. Summons following on the above decret [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/7/5].
 - **Discussion:** The above was the information given in the inventory of the Lennox of Woodhead papers. The documents themselves are too fragile to copy. Since Thomas Kincaid of that Ilk was still alive in 1552, it is almost certain that the person preparing the inventory overlooked a notation for him being younger of Kincaid.
- At Striueling, the twenty twa day of the moneth of October, the zeir of God 1M. VC. and saxty ane zeris; It is appoynttit and aggreit betuix honorable personis, thai ar to say, James Striueling of the Keir on the ane part, and **James Kincaid of that Ilk** on that other part, in maneir folloving, that is to say: Forsamekil as the said James Kincaidis forbeares and predacessowres hes beyn tennentes and fre wassellis to the lardes of Bardoven for the tym, of al and hail the landes of Kincades and Kinkel, with the tower, mans, zardes, millis, and milland, mwltoris and sequelis thairof, with thair partinentis, extending to fyif pwnd land of ald extent, liand within the shirefdome of Striueling, haldyn of thaim immediatlie in chief for the payment of sax penneis zeirlie in name of blanch allanerlie, quhilkes landes the saides lardes of Bardove held immediatlie of the said James Striueling of the Keir, and vmquhill Jhon Striueling of the Keir hiis fader, for service of ward and releif: And now it is happynnit that the said James Striueling of the Keir hes conwenit with Jhon Hammiltoun now of Bardowe, and hes satisfeit him for hiis immediat superiorite and entres that he had of the saidis landes, quha resignit the sammyn, with tennandis and tennandrie, and service of fre tennandes, purelie and sympillie be staf and bastoun, in the handes of the said James Striueling of the Keir, as hiis indowtit superior thairof, in the speciall favowres of Williame Striueling of Dochewen, quha incontinent thairefter infest the said Williame in the saides landes, with tennand and tennandrie and service of fre tennandes, to be haldin of him and hiis aires, als frelie as the said Jhon Hammiltoun of Bardowe held the sammyn of the said James of befor: And now it is conwenit and thocht expedient be bayth the saides parteis, for the eis and weil of thame bayth, that the said mediat superiorite quhilk now parteinis to the said Williame Striueling salbe cuttit and perpetualie away tayn, swa that the said James Striueling of the Keir and hiis aires salbe onlie immediat superiouris to the said **James Kincaid** and hiis aires of the foresaides landes, with towr, mans, zardes, millis, and milland, nwltoris thairof, with thair partinence, to be haldin of the said James Striueling in fre tennandrie, for service of ward and releif, als frelie as the said Jhon Hammiltoun of Pardowe held the sammyn of befor, and with supplement of all faltes bigane. And for the completing thairof, the said James Striueling of the Keir bindes and oblis him to caws the said Williame Striueling to resing the saides landes, with tour, mans, zardes, millis, myln land, mowltoris, sequelis and thair partinence, in hiis handes as superiour thairof, ad perpetuam remanentiam, to the effect that he may infest the said **James Kincaid** and hiis aires in all and haill the foirsaides landes, with tower, mans, zardes, millis, myln land, mwltoris, sequelis and thair partinence, for service of ward and releif, in fre proprie perpetualie, and with supplement of all faltes bigane; quhilk infestment forsaid the said James Striueling of the Keir bindes and oblis him and hiis aires to mak seil subscriue and deliver sufficientlie, in dew form, to the said **James Kincaid** and hiis aires in all possible haist, to be haldin of the said James Striueling and hiis aires in chief, for service of ward and releif: For the quhilk infestment to be maid as said is, the said **James Kincaid of that Ilk** sal instantlie efter resaving thairof renunce all other superiowres of the saides landes, towr, mans, zardes, millis, myln landes, mwltoris and sequelis thairof, with thair partinence, and oblis him and hiis aires to hald the sammyn of the said James Striueling and hiis aires in maneir abon expremitt perpetualie, and als sal renunce all evidentes maid to his forbeares now partenying to him of the saides landes, with all clame, rycht, titil of rycht that he may haif thairthrow in tyme cummyng for ever: And als the said James Striueling bindes and oblis him and hiis aires to warrant the said **James Kincaid** and hiis aires at the handes of all other superiowres of the saides landes that may ask or clame rycht thairto: And attour the said Williame Striueling comperand personalie befor the said James Striueling of the Keir, superior forsaid, and resignit and wpgaif all and haill the saides landes, with the towr, mans, zardes, millis, miln landes, mwltoris and sequelis thairof, and thair partinence in hiis handes as superior thairof, for fulfilling of that part of this contract, be staf and bastoun purlie and sympillie, ad perpetuam remanentiam for ever: And baith the saides parteis beand personalie present, consentit to the acking and registering of this present contrak in the shirefis buikes of Striueling, haifand the strenth of hiis decret, hiis auctorite interponit and executoriales to pas heyrupoun in form as

efferis: In vitnes heirop bayth the forsaides parteis, and the said Williame Striueling for his part, hes subscribit thir presentes with thair awn handes, zeir, day, and place forsaid, befor thir vitnes, Robert Forestar of Balquhan, Master Patrek Graham persoun of Kilmoyr, Luik Striueling, Duncane Forestar of Qwenis Hawch, Jhon Striueling of Strabrok, **Robert Kincaid**, Patrik Atkin in Birdstoun, and Master James Blayr, with Jhon Grahm of Baldorane and James Oswald notares publick with otheris diuers.

James Stirling of Keir.

James Kyncaid of that Ilk.

William Striueling of Dalchlien.

[Fraser, William. The Stirlings of Keir: And Their Family Papers. Edinburgh, 1858. p. 416-418, no. 191].

- **Discussion:** Thus, on 22 October 1561, **James Kincaid of that Ilk** made a contract with James Stirling of the Keir relating to the superiority of the £5 lands of old extent of Kincades and Kinkel. Basically, James Kincaid of that ilk and his predecessors were tenants in chief and vassals of the Hamiltons of Bardowie for 6 pennies yearly. The Hamiltons of Bardowie in turn held the lands from James Stirling of Keir and his late father, John Stirling of Kier for service of ward and relief. James Stirling of Keir obtained the Hamiltons rights to the lands from John Hamilton of Bardowie and the contract resolved that James Kincaid of that Ilk would obtain these rights so that he would hold the lands immediately from James Stirling of Keir for service of ward and relief.
- 18 January, 1560-1, 12 m. William Drew gave sasine propriis manibus to John Drew, citizen of Glasgow, his brother, of the 20 s. land, old extent, of Inchebrek, with the pertinents, lying in the parish of Campsie and shire of Stirling; and bound himself to grant a charter of the lands within 24 hours after being required. Witnesses: Bartholomew Rankyn, son of q. John Rankyn, citizen of Glasgow, and Robert Wan, son of q. John Wan, also citizen of Glasgow. Moreover, John Drew bound himself to renounce the sasine to William, his brother, in case their mother should happen to contract matrimony with Andrew Russell, and the said William should obtain the paternal message within year and day; also to find John Blair, Thomas Spang, merchants, citizens of Glasgow, or other sufficient cautioners, to guarantee that when the said John should obtain from **Lord Kyncaid** £100 for relief of the said lands, he (John) should pay to William 50 merks thereof; also other 50 merks to Patrick Drew, their younger brother; and that whenever he should be required by William [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. VI: Henry Gibsons's protocols, 1555-68. ed. Robert Renwick. Glasgow: Carson & Nicol, 1897. p. 35, no. 1402].
- On 11 February 1562, a precept of clare constat was issued by Lady Barbara Hammyltoun, relict of the late James Lord Flemyng, in favour of **James Kincaid, son and male heir of the late Thomas Kincaid of that Ilk legitimately procreated by his wife, the late Elizabeth Kincaid**, for the lands of Inchebrek and Inchbellie [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/12/18].
- 29 October 1562. Instrument in favour of **James Kincaid of that Ilk** of the lands of Craiglockhart following on precept given under the Great Seal. James Kincaid was son of the deceased **Thomas Kincaid of that Ilk**. Witnesses included **William Kincaid**, brother of the said James Kincaid of that Ilk, **John Kincaid of Coittis**, **Thomas Kincaid** his brother german and **Edward Kincaid** [National Archives of Scotland, Edinburgh, UK. GD243/1/2/9: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].
- 1562/3 January 30. Precept of sasine by **James Kincaid of that Ilk, laird of lands of Craglokart**, in favour of Mr. John Hamilton of Bankell, burgess of Edinburgh, and Marion Creichtoun, his spouse, of half lands of Craglokart in sheriffdom of Edinburgh. Seal entire on tag [National Archives of Scotland, Edinburgh, UK. GD243/1/3/1: Messrs Lindsays WS, Inventory of Craiglockhart documents].
 - On 30 January 1562/3, a precept of sasine was granted by **James Kincaid of that Ilk** – as in repertory. Witnesses – **James Kincaid junior, heir apparent, and Stephen Kincaid in Craiglockhart** [National Archives of Scotland, Edinburgh, UK. GD243/1/3/1: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001]. On 11 February 1562/3, an instrument of sasine was issued following on precept above. Witness to the giving of sasine – **Stephen Kincaid** [National Archives of Scotland, Edinburgh, UK. GD243/1/3/2:

Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].

- 1562/3 January 30. Charter by **James Kincaid of that ilk, laird of lands of Craglokart**, to Mr. John Hamilton of Bankell, burgess thereof, and Marion Creichtoun, his spouse, of half lands of Craglokart. Seal entire but poor impression on tag [National Archives of Scotland, Edinburgh, UK. GD243/3/1/1: Messrs Lindsays WS, Inventory of Craiglockhart documents].
- 22 March, 1562-3. **John Bynnyng**, in consideration of a sum of money paid by **James Kyncaid of that ilk on behalf of Thomas Kyncaid, his second son**, and for other favours rendered by James Kyncaid to him, resigned in favour of **Thomas Kyncaid**, his heirs and assignees, heritably, and of **Jonet Aflek, spouse of James Kyncaid**, in liferent, a fore tenement, lying t.c., between the lands of the vicars of the choir of Glasgow on the east and the lands of the laird of Craigannis on the west; reserving the liferent of the west booth to Jonet Irvyn, mother of the resigner, and after her decease to **Mause Kyncaid, spouse of the said John**. Sasine given by Archibald Lyoun, bailie. Witnesses: Mr. James Blair, **Robert Kyncaid**, David Miller, John Dalrumpill, William Young and Robert Burne, serjeants. iii., fol. 25. [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. III: William Hegait's protocols, 1661-8. ed. Robert Renwick. Glasgow: Carson & Nicol, 1895. p. 35, no. 737].
- Instrument of redemption by Robert Crawford of Clolymand, procurator for Hugh, Earl of Eglinton from Lady Janet Kennedy of Caldwell and John Muir of Caldwell, knight, her spouse, of the barony of Robertoun lying in the bailliary of Cunningham from an annual rent of 50 merks furth thereof by payment of 500 merks. Dated 10th November 1566. Witnesses John Mure of Rowallan, **James Kincaid of that ilk**, Thomas Caldwell of that ilk and others. John Muir, notary [National Archives of Scotland, Edinburgh, UK. GD3/1/10/19/3 no. 4].
- 22 July, 1568, 10 a.m. Sir Archibald Dike, attorney and in name of James Hammyltoun, natural son of Mr. William Hammyltoun, rector of Cambuslainge, produced to Recharde Ros, bailie, a charter whereby the said William Hammyltoun, prebendary of the prebend of Cambuslainge, granted in feu farm to the said James Hammyltoun, and his heirs male, whom failing to Adam Hammyltoun, his brother, the manse united and annexed to the prebend of Cambuslainge, now decayed, ruinous, and almost about to fall; with the yard thereof and its pertinents, lying t.c., on the south side of the street called the Drygait, between the lands or tenement of St. Michael the archangel and chaplainry thereof on the east, the tenement and yard of Sir John Stewarde of Mynto, knight, on the west, the burn of Malindinor on the south, and the tenement of the **laird of Kyncaid** on the north; for the yearly payment of £4 of ancient ferm and 10 s. of augmentation. Charter subscribed by the granter, by James earl of Arrane, eldest son of the duke of Chatelherault, and the dean and chapter of Glasgow; and the seals of the Duke of Chattowlaralt, patron of the prebend, and of the dean and chapter of Glasgow, in token of their consent, appended, at Glasgow, 10 July, 1568. Sasine given to the attorney for James Hammyltoun in terms of the precept. Witnesses: John Boyide, comburgess of Glesgw, Mr. James Hammyltoun, reader, William Brok, comburgess of Glesgw, and Robert Blair, notary [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. IV: William Hegait's protocols, 1568-76. Glasgow: Carson & Nicol, 1897. p. 3-4, no. 983].
- 28 June 1569. Obligation by **James Kyncaid of that ilk & of Craiglockart & James his son & apparent heir** in favour of Mr James Hamilton of Kinkell & Marion Creighton his spouse {JLP had his spouse crossed out}. James was to pay the spouses in conjunct fee their heirs &c an annual rent of 19 marks out of the lands of Craiglockart. At Edin. 28 June 1569. **John Kincaid of Coittis, James Kincaid of Coittis & others** witnesses [National Archives of Scotland, Edinburgh, UK. Scott Deeds, vol. 10, folio 88. As abstracted by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 1].
 - **Discussion:** James Hamilton of Kinkell was likely a misread of James Hamilton of Bankell by John Lennox Peareth. See NAS GD243/1/3/1 & GD243/3/1/1 above.
- Andro, Earl of Rothes and **Christian Leslie, his sister** (and Patrick Crichtoun of Lugtoun and **William Kincaid**, cautioners) on the one part and **James Kincaid of that ilk and James Kincaid, his son and heir apparent** (and Robert Muir of Caldwell and the said **William Kincaid** cautioners for them) on the other part: matrimonial contract, dated 19 and 26 January 1570, between **Christian Leslie and James Kincaid younger of that ilk** [National Archives of Scotland, Edinburgh, UK. CS7: Acts and Decrees, vol. xlv, fol. 414. 6 February 1570].
- 22 February 1570, **James Kincaid, younger of that ilk**, to "his near kinsman," **William Kincaid, burgess of Edinburgh, and Janet Aldvoy, his spouse** - obligation to pay £157.7s. dated 21 February 1570 [National

Archives of Scotland, Edinburgh, UK. CS7: Acts and Decreets - Calendar of Deeds 1542-1581, XLV: 419. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 17 October 2001].

- **James Kincaid of that Ilk** is said to have married Margaret Livingstone, daughter of John Livingstone, 3rd of Dunipace, and Margaret Elphinstone, daughter of Alexander, 2nd Lord Elphinstone. James Kincaid of that Ilk and Margaret Livingstone were noted as being divorced on 26 July 1570 [Gibson, John C. Lands and Laids of Larbert and Dunipace Parishes. Glasgow: Hugh Hopkins, 1908. Genealogical Chart of Livingstones of Dunipace following page 88. The source given in footnotes was 'Acts and Decreets'].
- {A.D. 1571, Mar Regent} Apud Striveling, xxii die mensis Septembris, anno Domini jmvclxxio. Forsamekle as anent our Soverane Lordis letters past be deliverance of the Lordis of Secrete Counsale at the instance of the kin and freindis of Johnne Levinax of Wodheid, makand mentioun--That quhairpoun the sevintene day of September instant he being solitar at his prayers beside his duelling place of Wodheid, belevit na evill of ony persoun bot to have levit under Godis peax and the Kingis; not theles the **sonnes and brethir of James Kincaid of that Ilk**, upoun sett purpois, cruellie invadit the said Johnne, and wondit and hurt him in diverse partes of his body, to the effusioun of his blude in great quantitie, and maisterfullie and perforce tuke him with thame to the place of Kincaid, quhair thay detene him captive as yit, in hie contemptioun of our Soverane Lord and his auctoritie. And anent the charge gevin to the said **James Kincaid of that Ilk, James Kincaid youngar, his sone and apperand air, Robert Kincaid, brother to the said James Kincaid elder, George Kincaid his sone, and Malcolm Kincaid** to put the said John Levinax to libertie and fredome within sex houris efter the charge, under the pane of rebellious and putting of thame to the horne; and gif thay failyeit thairin, to denunce thame rebellis and put thame to the horne, and eschete and inbring, etc. And also anent the charge gevin to the saidis personis, to compeir befor befor my Lord Regentis Grace and Lordis of Secrete Counsale this day, to answer to the complent abonewrittin, and to underly sic order and directioun as suld be takin thairanent under the said pane of rebellious; and gif thay failyeit to put thame to the horne, and to eschete, as the saidis letters and executionis thair of beris. Quhilkis being callit, comperit the said Johnne Levinax of Wodheid being put to libertie on the ane part; and **James Kincaid of that Ilk, and Malcolme Kincaid of Kinkell** on the uther part, personalie. And the saidis **James Kincaid youngar of that Ilk, Robert Kincaid, and George Kincaid**, being oftymes callit and not comperand; my Lord Regentis Grace ordanis the saidis letteres to be put to farther executioun aganis the saidis personis not comperand, and thay to be denuncit rebellis and put to the horne, and all thair movable guidis eschetit and inbrocht to our Soverane Lordis use for thair contemptioun [The Register of the Privy Council of Scotland. Ed. John Hill Burton. Edinburgh: H.M. General Register House, 1878. Vol. II (A.D. 1569-1578): p. 82-83].
- James Kinkaid of that Ilk was imprisoned in Doune Castle in 1571 as evidenced by a warrant by John Earl of Mar, regent, to the Captain of Doune Castle for his release. The warrant reads:

Capitane, constable, and keiparis of the castell of Dovne in Menteith, ze sall incontinent eftir the sicht heirof releif, freith, and put to libertie our louit **James Kincaid, elder of that Ilk**, furth of the said castell, quhairin he is detenit at our command captiue be zow, to pas in ony part of this realme at his plesour; takand alweis sufficient cautioun and souertie of him for his entre agane to zow the said Capitane, vpoun fyftene dayis warning, ze being chargit be ws to that effect, keipand thir presentis for zour warrand. Subscriuit with our hand at the day of 1571 [Fraser, William. The Red Book of Menteith. 2 vol. Edinburgh: n.p., 1880. 2: 407, no. 112. This is not dated so it is uncertain is this relates to the Lennox of Woodhead case].

- 6 August 1572. Charter of the 10/- land of Birbenstown to an honorable man Wm. Blair son of Allan Blair of Barraston by Matthew Palmer to be held of **James Kincaid of that ilk**. 10 August 1573. Sasine was given to Wm. Blair [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 27. John Lennox Peareth did not supply the source of the abstract].
- 6 May, 1573, 11 a.m. John Steward of Mynto, knight, resigned in favour of Mathew Steward, his elder son, and Jonet Steward, spouses, his tenement, fore and back, with yard and pertinents, lying t.c, on the south side of the street called Drygate, between the lands of the archdeacon of Glasgow and of John Spreull on the west, the lands of **lord Kyncaid** and the manse of the prebend of Cambuslayng on the east, and the street on the north; and that in special clause of warrandice of the lands of Westir Craiggis and mill thereof from payment of an annualrent of 14 bolls meal (farine) and 6 bolls barley (ordei) yearly, upliftable by Mr. David Conyghame and Katherine Wallace, spouses, and conveyed to them by

the said Mathew and Jonet, at desire of the said John, in warrandice of the 50 s. land of Hamiltounesferme, occupied by Andrew Fische, John Flemyng, and Malcolm Scott, lying in the parish of Ruglyn, conveyed by the said John to the said Mr. David and Katherine, —so that if the said lands of Craiggis or mill thereof, and the said Mathew and Jonet should happen to be distrained or troubled for the said victual duty, then they should have right to possess the said tenement for their relief. Sasine given by Mr. Adam Wallace, bailie. Witnesses: Archibald Steward of Castelmyle, John Steward of Bowhous, and John Steward of Dungrane [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. III: Henry Gibsone's protocols, 1573-6. ed. Robert Renwick. Glasgow: Carson & Nicol, 1898. p. 10-11, no. 1941].

- On 13 February 1573/4, an instrument of resignation of the lands of Craiglockhart was issued into the hands of the King by **James Kincaid of that Ilk** for new infeftment to be made in favour of **James Kincaid, son and apparent heir of the said James Kincaid of that Ilk, and his wife, Christine Leslie**, the longest liver of the two in conjunct fee and heritably to their heirs. One of the witnesses was **Stephen Kincaid, portion of Brothtoun** [National Archives of Scotland, Edinburgh, UK. GD243/1/2/10: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001]. On 15 February 1573/4, a precept of sasine in favour of **James Kincaid** and **Christiane Leslie his spouse**, of the lands of Craiglockhart (following on instrument above). The lands of Craiglockhart were now occupied by **Stephen Kincaid** [National Archives of Scotland, Edinburgh, UK. GD243/1/2/11: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].
- On 15 February 1573/4, James Kinkaid of that Ilk resigned his lands of Craiglockhart (with tower, fortalice and manor occupied by Stephen Kincaid) in favour of a new grant to his son and heir, James Kinkaid younger and his wife Christian Leslie:
 {A.D. 1573-74} Apud Halyrudehous, 15 Feb. Rex &c., concessit **Jacobo Kincaid filio et heredi apparenti Jacobi K. de eodem, et Cristine Leslie ejus sponse**,--terras de Craiglokhart, cum turre, fortalicio, manerie, hortis, pomeriis (per **Steph. Kincaid** occupatas), vic. Edinburgh;--quas **dictus Jac. senior resignavit**:--Tenend. dictis Jac. juniore et Cristine eorumque alteri diutius viventi in conjuncta infeodatione, et heredibus inter ipsos legit. procreatis, quibus deficientibus, heredibus et assignatis dicti Jac. junioris quibuscunque [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1546-1580. Ed. John Maitland Thomson. Edinburgh: H.M. General Register House, 1886. p. 575, no. 2189].
- On 6 August 1573, Matthew Palmer gave a charter of the 10s land of Birbenstown to William Blair, son of Allan Blair of Barraston, to be held of **James Kincaid of that Ilk** [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 28. John Lennox Peareth did not supply the source of the abstract].
- 8 August 1573. **James Kincaid of that ilk** granted a charter of confirmation which is also signed by **James Kincaid younger of that ilk** of the 10/- land of Birbenstown occupied by James Browne to an honorable man Wm. Blair son of Alan Blair of Barraston which had formerly belonged to Matthew Palmer son & legitimate heir of James Palmer of which he acknowliges to have been paid & completely satisfied. It is witnessed by **James Kincaid's son George & his brother Robert** at Kincaid. Red. 1d. Scots [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 28. John Lennox Peareth did not supply the source of the abstract].
- 21 July, 1574, 9 a.m. William Conyghame, citizen, and Elizabeth Colquhoun, spouses, produced a charter of feu-farm whereby Claud, commendator of the monastery of Paisley, and canon of the metropolitan church of Glasgow, and prebendary of Cambuslang, with consent of James duke of Chattelauralt, earl of Arrane, and lord Hammiltoun, undoubted patron of the said prebend or canonry of Cambuslang, and also with consent of the dean and chapter of Glasgow, granted to them (Conyghame and spouse) the manse, fore and back, with yard thereof and houses, extending to the burn of Malyndoner, lying t.c., on the south side of the Drygait (vie aride), between the **lands of James Kincaid of that Ilk** and the chamber (cubiculum) of Sir Bartholomew Symson on the north, the lands and yard of John Steward of Mynto, knight, on the west, the burn of Malyndoner on the south, and the lands of the chaplainry of St. Michael the archangel on the east. Charter subscribed by the granter and consenters, and sealed with Claud's and the Duke's seals, and also the seal for causes of the said dean and chapter in absence of their common seal, at the castle of Hammiltoun, 2 June, 1574, in presence of Robert Gurlaw, John Egleschem, Robert Conyghame, David Hammiltone of Monkton

Manys, Robert Herbertsoun, and Patrick Hammiltoun. Sasine given on the ground of the manse, by Archibald Lyone, bailie. Witnesses: Alexander Haye, chirurgion, William Sutherland, king's office(officiario regio), James Huchesoun, baker, and Robert Nasmyth [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. III: Henry Gibsone's protocols, 1573-6. ed. Robert Renwick. Glasgow: Carson & Nicol, 1898. p. 63-64, no. 2072].

- 19 October, 1575, 5 p.m. Katherine Wardlaw, in consideration of a sum of money paid to her by William Conygham, burgess and bailie, renounced all her right in and to the tenement or manse of the rector of Cambuslang, with yard and orchard adjacent thereto, and the pertinents, lying t.c, on the south of the street called Drygait (vie aride), between the lands of John Stewart of Mynto, knight, on the west, the lands of Sir Bartholomew Symson and **James Kyncaid of that ilk** on the north, and the manse of the rector of Stobo, and the lands of q. **Mr. James Neilsoun** on the east; and that in favour of the said William Conygham, heritor (domini hereditarii) of the property. Katherine Wardlaw also constituted Conygham assignee to the letter of tack granted to her, and gave authority to the notary to deliver to him in court the charter and other alienations produced, so that he might cancel the same, or to use them for his behoof in ampler form of disposition and assignation. Done in the city of Glasgow, in the house of George Elphinstoun. Witnesses: George Elphinstoun, John Stobo, John Watsoun, officers, and Cuthbert Adamsoun [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. III: Henry Gibsone's protocols, 1573-6. ed. Robert Renwick. Glasgow: Carson & Nicol, 1898. p. 121, no. 2220].
- 16 May, 1576, 9 a.m. Gilbert Neilsoun resigned in favour of his brother, **James Neilsoun, and Eufamia Kyncaid**, spouses, a small fore house, with back passage thereto, and with the lower half of a yard at the back, lying t.c, on the north side of the street called Drygait, between the lands of Peter Clark on the west, and the lands of q. John Uchter on the east. Reserving the liferent of Gilbert Neilsoun; but James and his spouse were to uphold the property in all necessities and pay all annualrents. Sasine given by William Conyghame, bailie. Witnesses: William Lichtbody, Duncan Finlaye and David Mureheid, citizens [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. VIII: Henry Gibsone's protocols, 1576, Archibald Hegate's protocols, 1581-4. ed. Robert Renwick. Glasgow: Carson & Nicol, 1899. p. 6, no. 2282].
- **Helen Loch**, sometime spouse of **Edward Kincaid, burgess of Edinburgh, dwelling under the Wall**, had her testament dative and inventar registered in the Edinburgh Commissary Court on 29 November 1576. She died in May 1576. It was given up by her spouse, Edward Kincaid, as father and administrator to Eufame Kincaid, their daughter, who was executor dative decernit. She left an estate valued at £482.6.4. of which £62.6.0 in debts were owing. Those owing money included Isobell Cokburne, lady Hill, £3; Stevin Kincaid in Brochtone, £62.3.0; and **James Kincaid of that ilk**, 20 merks. The estate was to be divided into three parts.
- 22 March 1579. Sasine to Wm. B[lair] containing charter by **James Kincaid yr. & Christian Leslie his wife** of the 10/- lands of Birbenstown [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 28. John Lennox Peareth did not supply the source of the abstract].
- {A.D. 1581} Slaughter. Dec. 9. --Johnne Striveling of Glorat, Johnne Striveling, younger of Craighernat, Walter Striveling of Ballagane, Louke Striveling of Baldorane, Alex. Abirnethie in Strablane, and Johnne Striueling, servitour to Glorat. Dilatit of airt and pairt of the crewall slaughter of **vmqle Malcum Kincaid, sone to [James] Kincaid of that ilk**; committit in Junij lastbypast. Preloquoutouris in defence. Mr David McGill, aduocate, The Laird of Keir, The Laird of Blaquhannan, The Laird of Merkinstoun, eldar, The Laird of Knokdolian, Mr Thomas Cuchquhannan. Persewaris. **Charles Kincaid, eldest son to the defunct, James Kincaid, eldar of that ilk, fader, James Kincaid, younger of that ilk, Thomas Kincaid, broder, George Kincaid, broder**, Mr Robert Creychtoun, aduocat. Preloquoutouris. The Laird of Cauldwell, The Laird of Blanerne, The Laird of Lugtoun. The quhilk day, comperit James Stewart of Cardonall, and produceit ane Precept, subscryuit be the Kingis Maiestie, and twa of the lordis of Secreit Counsall, direct to the Justice Clark and thair deputtis; commanding, that this criminall caise sould be continewit to the tent day of Januar; quhilk wes obeyit, and cautoun ordanit to be found be the defendaris, for thair entrie the said day, in the Tolbuith of Edinburgh, to vndirly the law for the crymes lybellit. (Jan. 10, 1581-2.)--Preloquoutouris in defence. Sir James Hammiltoun, The Lard of Elphinstoun, The Laird of Restalrig, Mr David McGill, The Maister of Sempill, Mr Thomas Buchquhannan.

The pannell askit instrumentis, that young Kincaid, being requyrit, gif he wald persew thame of thair lyfis; ansueris, that he wald.

Mathew Stewart of Mynto, bailie depute of Esme Duke of Leuuenox Earl of Darnelie Torboltoune Dalkeyth and Obenyie, &c. replegiated the pannell to the Regality of Lennox, and assigned the 24th day of March following, for administration of Justice [Pitcairn, Robert. Criminal Trials in Scotland, from A.D.

M.CCCC.LXXXVIII to A.D. M.DC.XXIV, embracing the entire reigns of James IV. and V., Mary Queen of Scots, and James VI. Compiled from the original records and MSS. with Historical Notes and illustrations. Edinburgh, 1833. Volume first, part second, 97-98].

- {c1580-1590} The Rentale of the College Leuing Yeirlie. And first of the old fundation ... The Vicaris Annuellis ... The tenement of Jhon Bynning now **Laird Kincaid** xl s. ... The Vicaris Yairdis. On the eist nethirsyde set in few to Michael Litolson for recompence of the tenement occupeit be the principall and Gilbert Seller thrie now occupeit be **Robert Kincaid** yeirlie vj s. viij d. Occupeit be Dauid Reid twa on the eist syde and ane on the west syde xxxij s. Be Patrik Broun ane now Elizabeth Broun xij s. Be **Niniane Kincaid** for Jeane Conynghame twa yairdis iiij l. Be **Niniane Kincaid** for Walter Pollokis twa yairdis iiij l. [Munimenta Alme Universitatis Glasguensis. Records of the University of Glasgow from its foundation till 1727. Vol. I: Privileges and Property. Glasgow, 1854. p. 164].
- Malcolme Kincaid in Salchis, parish of Campsie, sherifffdom of Stirling had his testament testamentar and inventory registered in the Edinburgh Commissary Court on 11 August 1601. He died in May 1599 leaving an estate valued at £934.9.0 of which debts of £676 were owing. His estate was to be divided into three parts. Those who had debts owing to him included Thomas Kincaid in Canneleyes; **James Kincaid of that ilk**; Willia[m] Callendar of Bancloich; M[ar]garet Alla[n] relict of umq[ui]lle Gilbert Scott in Baldorra[n]; **James Kincaid elder of that ilk**; and Thomas Armo[u]r in Aucht[er]mu[n]nie. Those who he had debts owing to included Johnne Hendry in Auchinreoch as cau[tione]r for Andro Broun in Balquhariage; Robert Kincaid, his son; James Kincaid, his son; Christia[n] Kincaid, his dochter; Johnne Scott in Birdstoun; my lord Graham for the teinds of Hunterstoun and Salchis; Johnne Lord Flemeing for the multures of Hunterstoun and Salchis; Catherine Dowglas for the mails of Hunterstoun; the Laird of Kilsyth; William Hunter m[er]chand; and "M[ar]garet Kincaid and the said William Hunter hir futur spous in name of tocher wt ye said M[ar]garet [con]forme b[e] ane [con]tract of marriage ye sowme of five hundret[h] m[er]ks." By his Latter Will, given in his dwelling house in Salchis on 21 April 1599, M[ar]garet Kincaid, his spous, and James Kincaid, his son, were nominated executors, but to act with the advice of Thomas and Ninia[n] Kincaid, brothers to John Kincaid of Auchinreoch. He left legacies to his daughter, M[ar]garet, of 500 merks in full satisfaction of her bairn's part and tocher; Robert Kincaid, his son; Christia[n] Kincaid, his sister (the profit of a cow he has with Thomas Armo[u]r for her lifetime and after her decease to James and Robert Kincaid, his sons); Ro[ber]t Kincaid sone to umq[ui]lle James Kincaid of Hunt[er]stoun (with advice of Niniane and Thomas Kincaids, Malcolme's wife and bairns were to observe and fulfil the points of the tack of the lands of Hunterston made to Malcolme). Witnesses to his Latter Will were William Kincaid in the Maynes of Kincaid; Thomas Armo[u]r in Aucht[er]mu[n]nie, Andrew Young my lord of Loch mylne, Mr. Ninia[n] Drew and Andrew Dalrympill.
- Sasine, dated 28th August 1602, by John Hammiltoun, merchant burgess of Edinburgh, bailie on that part of **James Kincaid of that ilk, laird of the lands of Craiglockhart** and lord superior of the lands underwritten, in favour of Robert Hamilton, younger, merchant burgess of Edinburgh, on Precept of Sasine by said James Kincaid, in half of the lands of Craiglockhart, with pertinents, reserving to the said James Kincaid and his heirs his 2 acres of the same half of the lands to afford to his lord superior the service at the hand of said James Kincaid [National Archives of Scotland, Edinburgh, UK. Secretary's Sasines, Edinburgh, ii, 157. Registered 30th August 1603].
- **Discussion:** James Kincaid of that ilk died on 13 February 1604 as per his gravestone in the Clachan of Campsie cemetery:
 - Campsie. - Heir lyis ane honarabil man **James Kinkaid of that ilk**, quha desisit ye 13 Febrovar, anno 1604. On another stone, -Heir lyis ane honorabil man Iames Kinkaid of that ilk, quha desisit ye 9 of Ianvar, 1606 [Collection of Epitaphs and Monumental Inscriptions, Chiefly in Scotland. Glasgow: Printed for D. MacVean, 1834. p. 299].
 - 157. Old Parish Church and Graveyard, Campsie. ... On the E. side of the graveyard is the Lennox family vault, a harled, two-storeyed structure measuring 16 ft. 6 in. by 16 ft. 2 in. ... The entrance to the vault, marked on the lintel "Closed 1884", is blocked by two slabs (Pl. 44 E.), formerly table-tombs; both measure 5 ft. 6 in. by 2 ft. 1 in. and are very sharply cut/ One bears the

marginal inscription HEIR LYIS ANE HONORABIL MAN IAMES KINKAID OF THAT ILK QVHA DESISIT YE 13 OF FEBROVAR ANNO 1604, and bears two shields on the space within. The upper shield is flanked by the initials I K and is charged for Kincaid: A triple-towered castle, in chief two mullets. The two circular marks seen in may or may not be true heraldic charges. The lower shield, evidently that of his wife, is flanked by the initials I F and is charged: In chief three rosettes between three piles, in base an annulet. The other slab is of similar design, but has been used for two lairds of Kincaid and their wives. The marginal inscription reads HEIR LYIS ANE HONORABIL MAN IAMES KINKAID OF THAT ILK QVHA DESISIT YE 9 OF IANVAR ANNO 1606. The upper shield in the central space is flanked by the initials C L and has I K above it; it is parted per pale and charged: Dexter, a crenellated tower, in chief two mullets; sinister, 1st and 4th, a lion rampant, 2nd and 3rd, three buckles on a bend. The wife of this James Kincaid, whom he married about 1571, was Christian Leslie, an illegitimate daughter of the 4th Earl of Rothes {The Scots Peerage, vii, 292}, and the sinister is charged for Leslie. The lower shield is flanked by the initials I K and has S above it. It is parted per pale and charges: Dexter, a crenellated tower, in chief two mullets; sinister, three cinquefoils. Below is inscribed D / M H, and in smaller letters, flanking the D, there has been added DESISIT 1645 / 18 IAR {R being in superscript}. The dexter coat is that of Sir James Kincaid of that Ilk, son of the James Kincaid who died in 1606, and the sinister one that of his wife Dame Margaret Hamilton {R.M.S., vii (1609-20), No. 110}. [The Royal Commission on the Ancient and Historical Monuments of Scotland. Stirlingshire: An inventory of the ancient monuments. Edinburgh: Printed under the authority of Her Majesty's Stationery Office by T. and A. Constable Ltd, 1963. Volume I, p. 161-162. Information enclosed by {} were given in footnotes except for my note for the R being in superscript].

- **Discussion:** James Dempster, FSA Scot, of the Heraldry Society of Scotland, thought that the blazon of the I F coat of arms should be "On a fess between three piles in chief and an annulet in base, three cinquefoils" [Re: identifying arms on a Scottish tombston. rec.heraldry. Post by James Dempster (jdempster@easynet.co.uk) on 25 July 1998]. The identity of the coat of arms and the name of the spouse of James Kincaid is not yet known. It is certain that this James Kincaid of that Ilk was once married to Jonet Afleck (Auchenleck) and apparently later Margaret Livingstone of Dunipace (both noted above).

(Children)

- i. **James Kincaid of that Ilk** (to follow)
- ii. **Thomas Kincaid** (bef 1542 - aft 15 March 1587/8).
 - 22 March, 1562-3. **John Bynnyng**, in consideration of a sum of money paid by **James Kyncaid of that ilk on behalf of Thomas Kyncaid, his second son**, and for other favours rendered by James Kyncaid to him, resigned in favour of **Thomas Kyncaid**, his heirs and assignees, heritably, and of **Jonet Aflek, spouse of James Kyncaid**, in liferent, a fore tenement, lying t.c., between the lands of the vicars of the choir of Glasgow on the east and the lands of the laird of Craigannis on the west; reserving the liferent of the west booth to Jonet Irvyn, mother of the resigner, and after her decease to **Mause Kyncaid, spouse of the said John**. Sasine given by Archibald Lyounne, bailie. Witnesses: Mr. James Blair, **Robert Kyncaid**, David Miller, John Dalrumpill, William Young and Robert Burne, serjeants. iii., fol. 25. [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. III: William Hegait's protocols, 1661-8. ed. Robert Renwick. Glasgow: Carson & Nicol, 1895. p. 35, no. 737].
 - Index of names excluded from the text. Name and Condition, Date in Register ... **Kincaid of that Ilk, James, younger** -- surety, May 4, 1573 ... **Kincaid, Thomas**, -- surety found for, May 4, 1573 [The Register of the Privy Council of Scotland. Ed. John Hill Burton. Edinburgh: H.M. General Register House, 1878. Vol. II (A.D. 1569-1578): p. 726].
 - {A.D. 1581} Slaughter. Dec. 9. --Johnne Striveling of Glorat, Johnne Striveling, younger of Craighernat, Walter Striveling of Ballagane, Louke Striveling of Baldorane, Alex. Abirmethie in Strablane, and Johnne Striueling, servitour to Glorat. Dilatit of airt and pairt of the crewall slauchter of **vmqle Malcum Kincaid, sone to [James] Kincaid of that Ilk**; committit in Junij lastbypast. Preloquutouris in defence. Mr Daud McGill, aduocate, The Laird of Keir, The Laird of Blaquhannan, The Laird of Merkinstoune, eldar, The Laird of Knokdolian, Mr Thomas Cuchquhannan.

Persewaris. **Charles Kincaid, eldest son to the defunct, James Kincaid, eldar of that Ilk, fader, James Kincaid, younger of that Ilk, Thomas Kincaid, broder, George Kincaid, broder,** Mr Robert Creychtoun, aduocat.

Preloquoutouris. The Laird of Cauldwell, The Laird of Blanerne, The Laird of Lugtoun.

The quhilk day, comperit James Stewart of Cardonall, and produceit ane Precept, subscryuit be the Kingis Maiestie, and twa of the lordis of Secreit Counsall, direct to the Justice Clark and thair deputtis; commanding, that this criminall cause sould be continewit to the tent day of Januar; quhilk wes obeyit, and cautoun ordanit to be found be the defendaris, for thair entrie the said day, in the Tolbuith of Edinburgh, to vndirly the law for the crymes lybellit.

(Jan. 10, 1581-2.)--Preloquoutouris in defence. Sir James Hammiltoun, The Lard of Elphinstoun, The Laird of Restalrig, Mr Daid McGill, The Maister of Sempill, Mr Thomas Buchquhannan. The pannell askit instrumentis, that young Kincaid, being requyrit, gif he wald persew thame of thair lyfis; ansueris, that he wald.

Mathew Stewart of Mynto, bailie depute of Esme Duke of Leuenox Earl of Darnelie Torboltoun Dalkeyth and Obenyie, &c. replegiated the pannell to the Regality of Lennox, and assigned the 24th day of March following, for administration of Justice [Pitcairn, Robert. Criminal Trials in Scotland, from A.D. M.CCCC.LXXXVIII to A.D. M.DC.XXIV, embracing the entire reigns of James IV. and V., Mary Queen of Scots, and James VI. Compiled from the original records and MSS. with Historical Notes and illustrations. Edinburgh, 1833. Volume first, part second, 97-98].

- 28 March 1586, 3 p.m. **Thomas Kinkaid, son of James Kinkaid of that Ilk**, sold to Archibald Mure and Elizabeth Kinkaid, spouses, a fore tenement, with the pertinents, lying on the east side of the *Drygait*, t.c., between the lands of the vicars of the choir of Glasgow on the west, and the lands of the laird of Craiginis [Alexander Cunningham] on the east. Sasine given by Robert Stewart, bailie. Witnesses: John Mwre, flesher, citizen, John Clark, tailor, citizen, John Hammiltoun, walker, citizen. vol. ii, f. 41. [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. IX: Archibald Hegate's protocols, 1584-7. ed. Robert Renwick. Glasgow: Carson & Nicol, 1899. p. 82, no. 2837].
- {15th March. 1587-8} King's letters raised by Jonnett Edmestoun, relict of Luke Stirling of Baldarrane, with the "ten faderless bairnis" of the same, represent that upon the 16th of July, 1586, the said Luke having been "maist cruellie and unmercifullie slane" by **Thomas Kinkaid** and Johnne Jak upon forethought felony, the complainers executed letters against them "for thair comperance befor the justice and his deputis to undirly the law for the same slauchter, hoiping, in respect of the Act of Parliament haldin in May lxxxiiii [1584, c. 2, iii. 298], that justice suld have bene execute upoun thame." Nevertheless, "the personis fairsaidis hes, be wrang informatioun and inoportune sute of sum indiscrete and shameles personis, nathing respecting his Majesteis honnour, purchest ane respekt for the said slauchter." Such respite is null, having been "previlie and surreptitiouslie" obtained, against the Acts of Parliament and Council, and in particular against an Act of Secret Council passed in the Convention of Estates in September 1586, which has been ratified since in Parliament, ordaning that no remissions and respites shall be granted for slaughter, fire-raising, and other odious crimes, without assythment or satisfaction of the injured parties, and inspection had by the Treasurer of a sufficient letter of slains (see 1585, iii. 426; and 1587, c. 54. § 4, iii. 457); for "it is of veritie that thair wes na assythment nor satisfacioun maid for the said slauchtar, nor letters of slanes grantit thairupoun." --Parties having been called, Johnne Stirling, son of Jonnett, appears as procurator for the complainers, and **James Kinkaid, brother of Thomas Kinkaid**, also appears and produces for the defenders the said respite granted to them for seven years after the date thereof, which is May last. The Lords, however, decide, on the grounds pleaded by the plaintiffs, that the respite is null, and order the justice and justice clerk to "minister justice" upon the said Thomas and Johnne for the slaughter of Luke [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1881. Vol. IV (A.D. 1585-1592): p. 260].
 - **Discussion:** The order by the Privy Council to minister justice upon Thomas Kinkaid for the slaughter of Luke Stirling of Baldoran almost certainly suggests that he was executed for the killing. There is no clear indication of him after this date. One would think that if Thomas was alive after this date it was in another country.

iii. **Malcolm Kinkaid** (bef 1547 - June 1581).

- Wounding and Mutilation of the young Laird of Kincaid, and 'Malcum Kyncaid,' his Brother.

{Between 8-13 March 1564/5} --Johne Striuling of Craighernard, John his sone and apperand air, Duncane, Williame, and Walter, brothers german to the auld Lard, Williame, bastard brother to the young Lard, and nineteen others, delatit of the Invasioun of **James Kyncaid, son and apperand air to James Kyncaid of that Ilk, and Malcum Kyncaid his brother**, within the Toune of Glesgw; and Hurting and Wounding of the said James in his heid, in perrel of his lyffe: And Hurting and Wounding of the said Malcum in diuerse pairtis of his body, and Mutilatioun of him of his left arme, and making him impotent thair of; vpoun auld ffeid and foirthocht fellonye; committit in the moneth of Februar 1563. --Deserted. Protestis Mr Johne Ruthirfuird, that the disserting of this Court be nocht prejudicial to The Quenis actioun [Pitcairn, Robert. Criminal Trials in Scotland, from A.D. M.CCCC.LXXXVIII to A.D. M.DC.XXIV, embracing the entire reigns of James IV. and V., Mary Queen of Scots, and James VI. Compiled from the original records and MSS. with Historical Notes and illustrations. Edinburgh, 1833. Volume first, part first, 458-459].

- {A.D. 1571, Mar Regent} Apud Striveling, xxii die mensis Septembris, anno Domini jmvclxxio. Forsamekle as anent our Soverane Lordis letters past be deliverance of the Lordis of Secrete Counsale at the instance of the kin and freindis of Johnne Levinax of Wodheid, makand mentioun--That quhairupoun the sevintene day of September instant he being solitar at his prayers beside his duelling place of Wodheid, belevit na evill of ony persoun bot to have levit under Godis peax and the Kingis; not theles the **sonnes and brethir of James Kincaid of that Ilk**, upoun sett purpois, cruellie invadit the said Johnne, and wondit and hurt him in diverse partes of his body, to the effusioun of his blude in great quantitie, and maisterfullie and perforce tuke him with thame to the place of Kincaid, quhair thay detene him captive as yit, in hie contemptioun of our Soverane Lord and his auctoritie. And anent the charge gevin to the said **James Kincaid of that Ilk, James Kincaid youngar, his sone and apperand air, Robert Kincaid, brother to the said James Kincaid elder, George Kincaid his sone, and Malcolm Kincaid** to put the said John Levinax to libertie and fredome within sex houris efter the charge, under the pane of rebelloun and putting of thame to the horne; and gif thay failyeit thairin, to denunce thame rebellis and put thame to the horne, and eschete and inbring, etc. And also anent the charge gevin to the saidis personis, to compeir befor my Lord Regentis Grace and Lordis of Secrete Counsale this day, to answer to the complent abonewritin, and to underly sic order and directioun as suld be takin thairanent under the said pane of rebelloun; and gif thay failyeit to put thame to the horne, and to eschete, as the saidis letters and executionis thair of beris. Quhilkis being callit, comperit the said Johnne Levinax of Wodheid being put to libertie on the ane part; and **James Kincaid of that Ilk, and Malcolm Kincaid of Kinkell** on the uther part, personalie. And the saidis **James Kincaid youngar of that Ilk, Robert Kincaid, and George Kincaid**, being oftymes callit and not comperand; my Lord Regentis Grace ordanis the saidis letteres to be put to farther executioun aganis the saidis personis not comperand, and thay to be denunciit rebellis and put to the horne, and all thair movable guidis eschetit and inbrocht to our Soverane Lordis use for thair contemptioun [The Register of the Privy Council of Scotland. Ed. John Hill Burton. Edinburgh: H.M. General Register House, 1878. Vol. II (A.D. 1569-1578): p. 82-83].
- {A.D. 1581} Slaughter. Dec. 9. --Johnne Striveling of Glorat, Johnne Striveling, younger of Craighernat, Walter Striveling of Ballagane, Louke Striveling of Baldorane, Alex. Abirnethie in Strablane, and Johnne Striueling, servitour to Glorat. Dilatit of airt and pairt of the crewall slauchter of **vmqle Malcum Kincaid, sone to [James] Kincaid of that Ilk**; committit in Junij lastbypast.

Preloquoutouris in defence. Mr David McGill, aduocate, The Laird of Keir, The Laird of Blaquhannan, The Laird of Merkinstoune, eldar, The Laird of Knokdolian, Mr Thomas Cuchquhannan.

Persewaris. **Charles Kincaid, eldest son to the defunct, James Kincaid, eldar of that Ilk, fader, James Kincaid, younger of that Ilk, Thomas Kincaid, broder, George Kincaid, broder, Mr Robert Creychtoun, aduocat.**

Preloquoutouris. The Laird of Cauldwell, The Laird of Blanerne, The Laird of Lugtoun.

The quhilk day, comperit James Stewart of Cardonall, and producit ane Precept, subscryuit be the Kingis Maiestie, and twa of the lordis of Secreit Counsall, direct to the Justice Clark and thair deputtis; commanding, that this criminall cause sould be continewit to the tent day of Januar; quhilk wes obeyit, and cautioun ordanit to be found be the defendaris, for thair entrie the said day, in the Tolbuith of Edinburgh, to vndirly the law for the crymes lybellit.

(Jan. 10, 1581-2.)--Preloquoutouris in defence. Sir James Hammiltoun, The Lard of Elphinstoun, The Laird of Restalrig, Mr David McGill, The Maister of Sempill, Mr Thomas Buchquhannan. The pannell askit instrumentis, that young Kincaid, being requyrit, gif he wald persew thame of thair lyfis; ansueris, that he wald.

Mathew Stewart of Mynto, bailie depute of Esme Duke of Leuuenox Earl of Darnelie Torboltoun Dalkeyth and Obenyie, &c. replegiated the pannell to the Regality of Lennox, and assigned the 24th day of March following, for administration of Justice [Pitcairn, Robert. Criminal Trials in Scotland, from A.D. M.CCCC.LXXXVIII to A.D. M.DC.XXIV, embracing the entire reigns of James IV. and V., Mary Queen of Scots, and James VI. Compiled from the original records and MSS. with Historical Notes and illustrations. Edinburgh, 1833. Volume first, part second, 97-98].

i. **Charles Kincaid.**

- {A.D. 1581} Slaughter. Dec. 9. --Johnne Striveling of Glorat, Johnne Striveling, younger of Craighernat, Walter Striveling of Ballagane, Louke Striveling of Baldorane, Alex. Abirmethie in Strablane, and Johnne Striueling, servitour to Glorat. Dilatit of airt and pairt of the crewall slauchter of **vmqle Malcum Kincaid, sone to [James] Kincaid of that Ilk;** committit in Junij lastbypast.

Preloquoutouris in defence. Mr David McGill, aduocate, The Laird of Keir, The Laird of Blaquhannan, The Laird of Merkinstoun, eldar, The Laird of Knokdolian, Mr Thomas Cuchquhannan.

Persewaris. **Charles Kincaid, eldest son to the defunct,** James Kincaid, eldar of that Ilk, fader, James Kincaid, younger of that Ilk, Thomas Kincaid, broder, George Kincaid, broder, Mr Robert Creychtoun, aduocat.

Preloquoutouris. The Laird of Cauldwell, The Laird of Blanerne, The Laird of Lugtoun. The quhilk day, comperit James Stewart of Cardonall, and produceit ane Precept, subscryuit be the Kingis Maiestie, and twa of the lordis of Secreit Counsall, direct to the Justice Clark and thair deputtis; commanding, that this criminall caise sould be continewit to the tent day of Januar; quhilk wes obeyit, and cautioun ordanit to be found be the defendaris, for thair entrie the said day, in the Tolbuith of Edinburgh, to vndirly the law for the crymes lybellit.

(Jan. 10, 1581-2.)--Preloquoutouris in defence. Sir James Hammiltoun, The Lard of Elphinstoun, The Laird of Restalrig, Mr David McGill, The Maister of Sempill, Mr Thomas Buchquhannan.

The pannell askit instrumentis, that young Kincaid, being requyrit, gif he wald persew thame of thair lyfis; ansueris, that he wald.

Mathew Stewart of Mynto, bailie depute of Esme Duke of Leuuenox Earl of Darnelie Torboltoun Dalkeyth and Obenyie, &c. replegiated the pannell to the Regality of Lennox, and assigned the 24th day of March following, for administration of Justice [Pitcairn, Robert. Criminal Trials in Scotland, from A.D. M.CCCC.LXXXVIII to A.D.

M.DC.XXIV, embracing the entire reigns of James IV. and V., Mary Queen of Scots, and James VI. Compiled from the original records and MSS. with Historical Notes and illustrations. Edinburgh, 1833. Volume first, part second, 97-98].

iv. **George Kinkaid** (bef 1553 - aft 1615).

- {A.D. 1571, Mar Regent} Apud Striveling, xxii die mensis Septembris, anno Domini jmvclxxio. Forsamekle as anent our Soverane Lordis letters past be deliverance of the Lordis of Secrete Counsale at the instance of the kin and freindis of Johnne Levinax of Wodheid, makand mentioun--That quhairupoun the sevintene day of September instant he being solitar at his prayers beside his duelling place of Wodheid, belevit na evill of ony persoun bot to have levit under Godis peax and the Kingis; not theles the **sonnes and brethir of James Kincaid of that Ilk**, upoun sett purpois, cruellie invadit the said Johnne, and wondit and hurt him in diverse partes of his body, to the effusioun of his blude in great quantitie, and maisterfullie and perforce tuke him with thame to the place of Kincaid, quhair thay detene him captive as yit, in hie contemptioun of our Soverane Lord and his auctoritie. And anent the charge gevin to the said James Kincaid of that Ilk, James Kincaid youngar, his sone and apperand air, Robert Kincaid, brother to the said James Kincaid elder, **George Kincaid his sone**, and Malcolm Kincaid to put the said John Levinax to libertie and fredome within sex houris efter the charge, under the pane of rebelloun and putting of thame to the

horne; and gif thay failyeit thairin, to denunce thame rebellis and put thame to the horne, and eschete and inbring, etc. And also anent the charge gevin to the saidis personis, to compeir befor befor my Lord Regentis Grace and Lordis of Secrete Counsall this day, to answer to the complent abonewrittin, and to underly sic order and directioun as suld be takin thairanent under the said pane of rebelloun; and gif thay failyeit to put thame to the horne, and to eschete, as the saidis letters and executionis thair of beris. Quhilkis being callit, comperit the said Johnne Levinax of Wodheid being put to libertie on the ane part; and James Kincaid of that Ilk, and Malcolme Kincaid of Kinkell on the uther part, personalie. And the saidis James Kincaid youngar of that Ilk, Robert Kincaid, and **George Kincaid**, being oftymes callit and not comperand; my Lord Regentis Grace ordanis the saidis letteres to be put to farther executioun aganis the saidis personis not comperand, and thay to be denuncit rebellis and put to the horne, and all thair movable guidis eschetit and inbrocht to our Soverane Lordis use for thair contemptioun [The Register of the Privy Council of Scotland. Ed. John Hill Burton. Edinburgh: H.M. General Register House, 1878. Vol. II (A.D. 1569-1578): p. 82-83].

- 8 August 1573. **James Kincaid of that ilk** granted a charter of confirmation which is also signed by **James Kincaid younger of that ilk** of the 10/- land of Birbenstown occupied by James Browne to an honorable man Wm. Blair son of Alan Blair of Barraston which had formerly belonged to Matthew Palmer son & legitimate heir of James Palmer of which he acknowledges to have been paid & completely satisfied. It is witnessed by **James Kincaid's son George & his brother Robert** at Kincaid. Red. 1d. Scots [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 1 (in possession of Madame Arabella Kincaid of Kincaid) at page 28. John Lennox Peareth did not supply the source of the abstract].
- {A.D. 1581} Slaughter. Dec. 9. --Johnne Striveling of Glorat, Johnne Striveling, younger of Craighernat, Walter Striveling of Ballagane, Louke Striveling of Baldorane, Alex. Abirmethie in Strablane, and Johnne Striueling, servitour to Glorat. Dilatit of airt and pairt of the crewall slauchter of **vmqle Malcum Kincaid, sone to [James] Kincaid of that Ilk**; committit in Junij lastbypast. Preloquoutouris in defence. Mr David McGill, aduocate, The Laird of Keir, The Laird of Blaquhannan, The Laird of Merkinstoun, eldar, The Laird of Knokdolian, Mr Thomas Cuchquhannan. Persewaris. **Charles Kincaid, eldest son to the defunct, James Kincaid, eldar of that Ilk, fader, James Kincaid, younger of that Ilk, Thomas Kincaid, broder, George Kincaid, broder, Mr Robert Creychtoun, aduocat.** Preloquoutouris. The Laird of Cauldwell, The Laird of Blannerne, The Laird of Lugtoun. The quhilk day, comperit James Stewart of Cardonall, and produceit ane Precept, subscriuit be the Kingis Maiestie, and twa of the lordis of Secreit Counsall, direct to the Justice Clark and thair deputtis; commanding, that this criminall cause sould be continewit to the tent day of Januar; quhilk wes obeyit, and cautoun ordanit to be found be the defendaris, for thair entrie the said day, in the Tolbuith of Edinburgh, to vndirly the law for the crymes lybellit. (Jan. 10, 1581-2.)--Preloquoutouris in defence. Sir James Hammiltoun, The Lard of Elphinstoun, The Laird of Restalrig, Mr David McGill, The Maister of Sempill, Mr Thomas Buchquhannan. The pannell askit instrumentis, that young Kincaid, being requyrit, gif he wald persew thame of thair lyfis; ansueris, that he wald. Mathew Stewart of Mynto, bailie depute of Esme Duke of Leuuenox Earl of Darnelie Torboltoun Dalkeyth and Obenyie, &c. replegiated the pannell to the Regality of Lennox, and assigned the 24th day of March following, for administration of Justice [Pitcairn, Robert. Criminal Trials in Scotland, from A.D. M.CCCC.LXXXVIII to A.D. M.DC.XXIV, embracing the entire reigns of James IV. and V., Mary Queen of Scots, and James VI. Compiled from the original records and MSS. with Historical Notes and illustrations. Edinburgh, 1833. Volume first, part second, 97-98].
- 6 July, 1585, 2 p.m. John Mureheid and Eufamia Mure (vest in the half of the property aftermentioned, conform to resignation made to them and to Mathew Cameroun and his spouse by Gavin Hamiltoun of Hill) sold to **James Neilson, citizen, and Eufamia Kinkaid, spouses**, the equal half of a tenement, with waste, partly ruinous, and the stone walls standing thereon, with yard and pertinents, lying t.c., on the south side of the Ratounraw (excepting a part of the land or stable, then a brewhous, occupied by Cuthbert Herbertsoun, baker), lying between the lands or tenements

belonging to the chaplainries of Peter and Paul on the west, the tenement of James Nilsoune on the south, and the public street on the east and north; which whole tenement contained in the forefront, towards the north, 26 ells and 1/2 quarter of an ell; and in front, towards the east, [52] ells. Sasine given by Robert Rowat, bailie. Witnesses; **Captain George Kinkaid**, Cuthbert Herbesoune, John Dalrumpil, citizens, Richard Tode and John Pattoune, serjeants [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. IX: Archibald Hegate's protocols, 1584-7. ed. Robert Renwick. Glasgow: Carson & Nicol, 1899. p. 51-52, no. 2744].

- {1604} **George Kincaid of Mylnetoun** for James Kincaid, elder of that ilk, and James Kincaid, his son and apparent heir, 500 merks, not to slay salmon on the waters of Clyd, Lewin, Blanis, Halvin, or branches thereof.--The band, registered by Mr Umphra Blinsele, advocate, is subscribed at Kincaid, 16th November, before Edward Kincaid, younger, burgess of Edinburgh, Andro Kincaid, son the said Laird, and David Johnnstoun in Kincaid [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1885. Vol. VII (A.D. 1604-1607): p. 578].
 - Discussion: The following shows that Captain George Kincaid was of Miltoun: 21 November 1640. Kincaid entered. **Andrew Kincaid, lawful son to Captain George Kincaid of Milton**, entered on payment of three score lib. [The Stirling Guildry Book. Extracts from the Records of the Merchant Guild of Stirling. A.D. 1592-1846. Ed. W.B. Cook & David B. Morris. Stirling: Printed for the Glasgow Stirlingshire and Sons of the Book Society, 1916. p. 56].
- {14 November 1613} We Marion Callender the relict, David Lennox now of Calpiestoun as sone, Agnes Lennox as douchter and Johnne Allansoun burges of glesgow hir spouse for my Intres and Duncane Lennox of Balglass for or selfis and in name of the remanet kin and frendis of vmqle Johnne Lennox of Calpiestoun. Be thir presentis continewis and prorogatis the calling and persuit of **Sir James Kincaid of th[a]t ilk, Johnne Kincaid his brother, Cap[ta]in George Kincaid his father brother**, and David Fergus merchant in Campsie for the slaughter of the said vmqle Johnne Lennox comittit be thame at the kirk of Campsie the {blank} day of Marche last bypast as in the p[oind]ing reased be ws against thame th[ei]r anent at mair lenth is contenit. And that onlie till {blank} day of {blank} nixt to cum. Be thir presents wrettin be James Duncan nott[a]r in glesgow and subscryvit be ws as followis. At Ballincloyt the fourtein day of november Jaj six hundred and threttein yeeres Befor thir witness Sir Wm Levingstoun of Dernchester knight, Johnne Stirling of Glorat, James Lennox of Wodhead & Johnne Schaw appearand of Bargarrane.
 Duncan Lenox
 David Lennox.
 I Marion Callendar my hand touchand the nott[ar] pen vnd[e]r wrettin q[u]a has subscryvit thir presentis for me.
 Ita est Jacobus Duncan notarius de mandato dictis Marione Callender scribere nescientis vt asseruit.
 J Duncan (seal)
 James lennox of Woodhead wytnes
 Johnne Stirling witnes
 Joh. Schaw witnes
 [National Library of Scotland, Edinburgh, UK. Spottiswoode Papers, Ch. 1559. Letter of the family of John Lennox of Calpiestoun, continuing and prorogating the calling and pursuit of Sir James Kincaid of Kincaid and others for his murder, 1613].
- {A.D. 1615} Complaint by the King's Advocate, Mr James Strauchane in Edinburgh, and John Roishill, messenger, as follows:--The said Mr James employed the said Johnne to execute letters of caption against **Sir James Kincaid of that ilk** for not paying to pursuer 2000 merks of principal and £200 of expenses. The messenger proceeded, on 7th November instant, to defender's house of Kinkell, "quhair he wes present for the tyme, and had closit him selff within a chalmer of the said house." The messenger searched the house, and then "choppit at the chalmer dure." In the meantime there came to the house to the aid of defender **Captain George Kincaid, uncle of defender, Johnne Kincaid, his brother, Thomas Kincaid, burgess of Glasgow**, and Thomas Ros, servitor to defender, with a company of six or seven score persons, armed with "swerdis, staulfis, halbertis, hagbutis and pistolletis." They "creyd to the said **Sir James**, bidding him come furth and thay should be his warrand." The messenger, on hearing this, went up to the said George and his accomplices, and charged them in the King's name to assist him in apprehending defender.

They, however, not only disdainfully refused, but vowed to defend the said **Sir James** "both be the law and by [ie. despite] the law, so lang as thair hals wes upoun thair headis"; and the **said Captain George** said he "wald not gif a sex penes for the King nor his lawis." Then, "the said **Sir James** persaveing so grite a nember of his freindis to be within and about the house, he airmed him selff with a secrite steilbonnet, a pair of pistolletis at his belt, and ane bendit muscat in his hand, oppynit the chalmer dure, come through the hall, avowing with mony horrible aithis that, gif ony man preist to lay handis on him, that he sould haif thair lyf"; and, "when he come to the hall dure, he being stayed and layd handis on be the messenger and those who were [with] him, the personis foirsaidis presentit the pointis of thair halbertis and staulfis unto him, and forceit thame, for preservation and saultie of thair lyveys, to suffer the said Sir James to go frie."--Pursuers appearing personally, and defenders not appearing, the Lords find the complaint proven, and order **Captain George, Johnne, and Thomas Kincaid**, and Thomas Ros, to be charged to enter their persons within the Tolbooth of Edinburgh within 6 days, and to remain there at their own expense till further order be made [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1891. Vol. X (A.D. 1613-1613): p. 410-411].

i. **Andrew Kincaid.**

- On 9 November 1640, **Andrew Kincaid** was entered as a burgess and guild brother of Stirling as lawful son of **Captain George Kincaid** of the militia. He paid £60 which is the sum indicative of an heir [Stirling Burgess List 1600-1699, p. 49].
- 21 November 1640. Kincaid entered. **Andrew Kincaid, lawful son to Captain George Kincaid of Milton**, entered on payment of three score lib. [The Stirling Guildry Book. Extracts from the Records of the Merchant Guild of Stirling. A.D. 1592-1846. Ed. W.B. Cook & David B. Morris. Stirling: Printed for the Glasgow Stirlingshire and Sons of the Book Society, 1916. p. 56].

(Children - illegitimate)

v. **James Kinkaid** (bef 1580 - aft 6 June 1622).

- Edinburgh, 6th June 1622. Complaint by **Dame Margaret Hammiltoun, Lady Kincaid**, as follows:--The five pound land of Meikle and Little Kincaid, with the tower, &c., belongs to her in liferent, but she is troubled in her possession thereof by **Andrew and John Kincaid, sons of the late Christian Leslie, her mother-in-law, James Kincaid, their uncle natural**, and William Scott in Burnestoun, who intend by "oppressioun and bangistrie" to debar from her liferent lands and appropriate these to their own use. Thus, in 1621, immediately after the **death of Christian Leslie**, Andrew and John Kincaid intruded themselves in the tower of Kincaid, which they still retain, forcing the complainer to proceed against them before the Lords of Council and Session; and, when "after ane long and fashious pley" she obtained on 2nd February last a decree requiring them to remove from the Mains of Kincaid, they disobeyed and were denounced rebels, in which condition they remain still unrelaxed. Since then they have, with the aid of **James Kincaid, their uncle**, and William Scott in Burnstoun, "fortifeit the said plaice with men, victuall, and armour; and keipis and detenis the same as a house of wear, granting resett and protectioun thairin to all suche rebellis as pleassis resort unto thame." Further, complainer having recovered possession of the Mains of Kincaid and some low houses about the place, the said persons, on ____ April last, came out of the place and violently ejected the complainer's tenants and servants from the said houses, "and plaiceit some of thair awne servandis thairin, and thay dimolishe and breakis doun suche of the saidis laich houssis as thay ar not able convenientlie to keip, and mak thame altogidder unmeit and unhable for duelling o ony uther use. And now at last, upoun the nynt of Appryll last afoir the break of day, the personis foirsaidis come to the said compleneris cornefeild landis of the Maynis of Kincaid, quhairin scho wes lawfullie possesst as said is, and quhilkis landis scho had teillit the day preceeding, leaving hir plewis lying thairupoun, and cuttit the theattis of the saidis plewis and beames thairof with an handsaw, and reft and away tooke with thame the kowtteris, missillis, and draught naillis of the saidis plewis, and brak the oxin bowis of the same, and sua hes maid the said complainer unhable to gett hir landis labourit," intending so to "dwang and overthrow" the complainer that she may give up her right to the lands ere they may be laid waste.--The pursuer appearing personally, as also do the defenders, except William Scot, the Lords, on oath of verity of the defenders, assoilzie them from the charge of destroying the ploughs, but order Andrew and John Kincaid to find surety for the pursuer's idemnity, each in 1000 merks [The Register of the Privy Council of Scotland. Ed. David

Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 731-732].

James Kincaid of that Ilk II [bef 1549 - 9 January 1606; Laird from 13 February 1604].

- Wounding and Mutilation of the young Laird of Kincaid, and 'Malcum Kyncaid,' his Brother. {Between 8-13 March 1564/5} --Johnne Striuling of Craighernard, John his sone and apperand air, Duncane, Williame, and Walter, brothers german to the auld Lard, Williame, bastard brother to the young Lard, and nineteen others, delatit of the Invasioun of **James Kyncaid, son and apperand air to James Kyncaid of that Ilk, and Malcum Kyncaid his brother**, within the Toune of Glesgw; and Hurting and Wounding of the said James in his heid, in perrel of his lyffe: And Hurting and Wounding of the said Malcum in diuerse pairtis of his body, and Mutilatioun of him of his left arme, and making him impotent thairof; vpoun auld ffeid and foirthocht fellonye; committit in the moneth of Februar 1563. --Deserted. Protestis Mr Johnne Ruthirfuir, that the disserting of this Court be nocht prejudicial to The Quenis actioun [Pitcairn, Robert. Criminal Trials in Scotland, from A.D. M.CCCC.LXXXVIII to A.D. M.DC.XXIV, embracing the entire reigns of James IV. and V., Mary Queen of Scots, and James VI. Compiled from the original records and MSS. with Historical Notes and illustrations. Edinburgh, 1833. Volume first, part first, 458-459].
- 6 February 1570. Andro, Earl of Rothes and Christian Leslie, his sister (and Patrick Crichtoun of Lugtoun and William Kincaid, cautioners) on the one part and **James Kincaid of that Ilk and James Kincaid, his son and heir apparent** (and Robert Muir of Caldwell and the said **William Kincaid** cautioners for them) on the other part: matrimonial contract between **Christian Leslie** and **James Kincaid younger of that Ilk**. Contract dated 19 and 26 January 1570, [National Archives of Scotland, Edinburgh, UK. CS7: Acts and Decrees. Volume XLV folio 414. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 17 October 2001].
- Index of names excluded from the text. Name and Condition, Date in Register ... **Kincaid of that Ilk, James, younger** -- surety, May 4, 1573 ... **Kincaid, Thomas**, -- surety found for, May 4, 1573 [The Register of the Privy Council of Scotland. Ed. John Hill Burton. Edinburgh: H.M. General Register House, 1878. Vol. II (A.D. 1569-1578): p. 726].
- {A.D. 1571, Mar Regent} Apud Striveling, xxii die mensis Septembris, anno Domini jmvclxxio. Forsamekle as anent our Soverane Lordis letters past be deliverance of the Lordis of Secrete Counsale at the instance of the kin and freindis of Johnne Levinax of Wodheid, makand mentioun--That quhairupoun the sevintene day of September instant he being solitar at his prayers beside his duelling place of Wodheid, belevit na evill of ony persoun bot to have levit under Godis peax and the Kingis; not theles the **sonnes and brethir of James Kincaid of that Ilk**, upoun sett purpois, cruellie invadit the said Johnne, and wondit and hurt him in diverse partes of his body, to the effusioun of his blude in great quantitie, and maisterfullie and perforce tuke him with thame to the place of Kincaid, quhair thay detene him captive as yit, in hie contemptioun of our Soverane Lord and his auctoritie. And anent the charge gevin to the said **James Kincaid of that Ilk, James Kincaid youngar, his sone and apperand air, Robert Kincaid, brother to the said James Kincaid elder, George Kincaid his sone, and Malcolm Kincaid** to put the said John Levinax to libertie and fredome within sex houris efter the charge, under the pane of rebellioun and putting of thame to the horne; and gif thay failyeit thairin, to denunce thame rebellis and put thame to the horne, and eschete and inbring, etc. And also anent the charge gevin to the saidis personis, to compeir befor befor my Lord Regentis Grace and Lordis of Secrete Counsale this day, to answer to the complent abonewrittin, and to underly sic order and directioun as suld be takin thairanent under the said pane of rebellioun; and gif thay failyeit to put thame to the horne, and to eschete, as the saidis letters and executionis thairof beris. Quhilkis being callit, comperit the said Johnne Levinax of Wodheid being put to libertie on the ane part; and **James Kincaid of that Ilk**, and **Malcolme Kincaid of Kinkell** on the uther part, personalie. And the saidis **James Kincaid youngar of that Ilk, Robert Kincaid, and George Kincaid**, being oftymes callit and not comperand; my Lord Regentis Grace ordanis the saidis letteres to be put to farther executioun aganis the saidis personis not comperand, and thay to be denuncit rebellis and put to the horne, and all thair movable guidis eschetit and inbrocht to our Soverane Lordis use for thair contemptioun [The Register of the Privy Council of Scotland. Ed. John Hill Burton. Edinburgh: H.M. General Register House, 1878. Vol. II (A.D. 1569-1578): p. 82-83].
- 3 February, 1573-4, 2 p.m. John Arbuckle produced a charter whereby Robert Mwre of Cauldwell granted to him a 12 8. 6d. land, part of the granter's 10 merk land of old extent of Kittoksyd, lying in the parish of Kilbryd and shire of Lanerk. Charter subscribed and sealed at Glasgow, 28 January, 1573-4, in presence of Thomas Spreull of Coldoun, **James Kinkaid, junior, of that Ilk**, John Stewart of Neilstounsye, Robert

Blair, notary, James Robisoun, servitor to the said Robert, and Archibald Hegate. Sasine given by John Wilsoun, bailie in hoc parte. Witnesses: John Warnok in Phillipsmilne, Robert Warnok, there, James Cowpar in Kittoksyd, John Aikinheid there, John Arbunkle there, John Warnok in Kittoksyde, John Dwning there, William Dwning there and John Rid there [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. IV: William Hegait's protocols, 1568-76. Glasgow: Carson & Nicol, 1897. p. 18, no. 1031].

- Eodem die et hora {3 February, 1573-4, 2 p.m.}. William Dwning produced a charter whereby Robert Mure of Cauldwell granted to him an 11s. 1 1/2 d. land, part of the granter's 10 merk land of Kittoksyde, lying in the parish of Kilbryd and shire of Lanark. Charter subscribed and sealed, and sasine given as in No. 1031 [Abstracts of Protocols of the Town Clerks of Glasgow. Vol. IV: William Hegait's protocols, 1568-76. Glasgow: Carson & Nicol, 1897. p. 18, no. 1032].
- 1573/4 February 15. Great Seal charter in favour of **James Kincaid, son and apparent heir of James Kincaid of that Ilk, and Christian Leslie, his [said James, younger] spouse**, of lands of Craiglockhart in sheriffdom of Edinburgh, resigned by said James, elder. Seal entire on tag. RMS iv/2189 [National Archives of Scotland, Edinburgh, UK. GD243/3/2/1: Messrs Lindsays WS, Inventory of Craiglockhart documents].
- On 15 February 1573/4, James Kincaid son and heir apparent of James Kincaid of that Ilk, and his wife Christian Leslie, was granted the lands of Craiglockhart (with tower, fortalice and manor occupied by Stephen Kincaid) having been resigned by his father:
 {A.D. 1573-74} Apud Halyrudehous, 15 Feb. Rex &c., concessit **Jacobo Kincaid filio et heredi apparenti Jacobi K. de eodem, et Cristine Leslie ejus sponse**,--terras de Craiglokhart, cum turre, fortalicio, manerie, hortis, pomeriis (per **Steph. Kincaid** occupatas), vic. Edinburgh;--quas **dictus Jac. senior resignavit**:--Tenend. dictis Jac. juniore et Cristine eorumque alteri diutius viventi in conjuncta infeodatione, et heredibus inter ipsos legit. procreatis, quibus deficientibus, heredibus et assignatis dicti Jac. junioris quibuscunque [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1546-1580. Ed. John Maitland Thomson. Edinburgh: H.M. General Register House, 1886. p. 575, no. 2189].
- 31 March 1580. Instrument of Redemption by Andrew Galbraith of Dalgommochin and others to **James Kincaid of Kincaid, elder and younger**, of 100 merks on the lands of Corshouse [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/17/1].
- {A.D. 1581} Slaughter. Dec. 9. --Johnne Striveling of Glorat, Johnne Striveling, younger of Craighernat, Walter Striveling of Ballagane, Louke Striveling of Baldorane, Alex. Abirnethie in Strablane, and Johnne Striueling, servitour to Glorat. Dilatit of airt and pairt of the crewall slauchter of **vmqle Malcum Kincaid, sone to [James] Kincaid of that Ilk**; committit in Junij lastbypast.
 Preloquoutouris in defence. Mr David McGill, aduocate, The Laird of Keir, The Laird of Blaquhannan, The Laird of Merkinstoune, eldar, The Laird of Knokdolian, Mr Thomas Cuchquhannan.
 Persewaris. **Charles Kincaid, eldest son to the defunct, James Kincaid, eldar of that Ilk, fader, James Kincaid, younger of that Ilk, Thomas Kincaid, broder, George Kincaid, broder**, Mr Robert Creychtoun, aduocat.
 Preloquoutouris. The Laird of Cauldwell, The Laird of Blannerne, The Laird of Lugtoun.
 The quhilk day, comperit James Stewart of Cardonall, and producit ane Precept, subscryuit be the Kingis Maiestie, and twa of the lordis of Secreit Counsall, direct to the Justice Clark and thair deputtis; commanding, that this criminall caise sould be continewit to the tent day of Januar; quhilk wes obeyit, and caution ordanit to be found be the defendaris, for thair entrie the said day, in the Tolbuith of Edinburgh, to vndirly the law for the crymes lybellit.
 (Jan. 10, 1581-2.)--Preloquoutouris in defence. Sir James Hammiltoun, The Lard of Elphinstoun, The Laird of Restalrig, Mr David McGill, The Maister of Sempill, Mr Thomas Buchquhannan.
 The pannell askit instrumentis, that young Kincaid, being requyrit, gif he wald persew thame of thair lyfis; ansueris, that he wald.
 Mathew Stewart of Mynto, bailie depute of Esme Duke of Leuuenox Earl of Darnelie Torbolton Dalkeyth and Obenyie, &c. replegiated the pannell to the Regality of Lennox, and assigned the 24th day of March following, for administration of Justice [Pitcairn, Robert. Criminal Trials in Scotland, from A.D. M.CCCC.LXXXVIII to A.D. M.DC.XXIV, embracing the entire reigns of James IV. and V., Mary Queen of Scots, and James VI. Compiled from the original records and MSS. with Historical Notes and illustrations. Edinburgh, 1833. Volume first, part second, 97-98].
- 9th September 1582. Charter by **James Kincaid, younger, of that Ilk, and of Craiglokart**, with consent

of **Christine Leslie**, his spouse, in favour of **Stephen Kincaid, portioner of Broughton**, in liferent, and of **Robert Kincaid, his second son**, and his heirs male, etc., of an annualrent of £20 Scots from the lands of Craiglokart, manor-place, etc.: To be held blench of the granter. Dated at Edinburgh, 9th September 1582. Witnesses, **Edward Kyncaid, burgess of Edinburgh, Robert Kyncaid, brother-german of Stephen**, William Laing and Alexander Freir, writers. Seals attached; the first--a fess ermine between two mullets in chief and a castle, triple towered, in base. 'S.... Kincaid'; the second--quarterly first and fourth, a bend charged with three buckles; second and third, a lion rampant. Legend broken away, but evidently the seal of Christine Leslie [Calendar of the Laing Charters A.D. 854-1837. Ed. Rev. John Anderson. Edinburgh: James Thin, 1899. p. 260, no. 1047].

- 9th September 1582. Letter of Reversion by the said **Stevin Kincaid, portioner of Broughton**, for himself and as administrator to **Robert Kincaid, his second son**, in favour of **James Kincaid, younger of that Ilk, and Cristiane Leslie, his spouse**, of the said lands of Craiglokart, conveyed in security as above stated. Dated ---- September 1582. Witnesses, **Robert and Edward Kyncaid**, not designed, and William Laing, writer. Signed by granter. Seal attached, bearing a tower only. Legend, 'Robertus Kincaid' [Calendar of the Laing Charters A.D. 854-1837. Ed. Rev. John Anderson. Edinburgh: James Thin, 1899. p. 260, no. 1048].
- 1597/8 March 6. Tack by John, commendator of Halyrudhous, to **James Kincaid, younger, of that Ilk, and Christian Leslie, his spouse**, of teinds of town and lands of Craiglockhart, in parish of St. Cuthbert's, sheriffdom of Edinburgh, for 19 years. Seal of abbey almost entire on tag. Registered in register of tacks set by deceased John, lord Holyroodhouse, by John Skougall, keeper thereof, 13 Sept. 1611 [National Archives of Scotland, Edinburgh, UK. GD243/3/1/2: Messrs Lindsays WS, Inventory of Craiglockhart documents].
- 1604 August 15. Extract judicial ratification by **Christian Leslie, spouse of James Kincaid of that Ilk**, of contract of marriage between **Margaret Hamilton, eldest daughter of Sir Robert Hamilton of Goslingtown, kt., and James Kincaid, son and apparent heir of said James and Christine**, 11, 15 August 1604, whereby she renounced her conjunct liferent over lands of Craglokhart, in sheriffdom of Edinburgh and £5 lands of old extent of Corshous, Champmestoun, Badow and [blank] with coal heughs, in parish of Campsy, sheriffdom of Stirling, in favour of said James, her son, and said Margaret, his future spouse, reserving liferent of lands of Inchbrek, Inchbellie and Auchinrorie, tower and fortalice of Kincaid, presently occupied by said James elder, her spouse. Extract from commissary books of Campsie [National Archives of Scotland, Edinburgh, UK. GD243/1/3/7].
- {A.D. 1604} **George Kincaid of Mylnetoun** for **James Kincaid, elder of that Ilk, and James Kincaid, his son and apparent heir**, 500 merks, not to slay salmon on the waters of Clyd, Lewin, Blanis, Halvin, or branches thereof.--The band, registered by Mr Umphra Blinsele, advocate, is subscribed at Kincaid, 16th November, before Edward Kincaid, younger, burgess of Edinburgh, Andro Kincaid, son the said Laird, and David Johnnstoun in Kincaid [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1885. Vol. VII (A.D. 1604-1607): p. 578].
- James Kincaid of that Ilk died on 9 January 1606 according to his gravestone in the Clachan of Campsie cemetery:
 - Campsie. - Heir lyis ane honarabil man Iames Kinkaid of that ilk, quha desisit ye 13 Febrovar, anno 1604. On another stone, -Heir lyis ane honorabil man **Iames Kinkaid of that ilk**, quha desisit ye 9 of Ianvar, 1606 [Collection of Epitaphs and Monumental Inscriptions, Chiefly in Scotland. Glasgow: Printed for D. MacVean, 1834. p. 299].
 - 157. Old Parish Church and Graveyard, Campsie. ... On the E. side of the graveyard is the Lennox family vault, a harled, two-storeyed structure measuring 16 ft. 6 in. by 16 ft. 2 in. ... The entrance to the vault, marked on the lintel "Closed 1884", is blocked by two slabs (Pl. 44 E.), formerly table-tombs; both measure 5 ft. 6 in. by 2 ft. 1 in. and are very sharply cut/ One bears the marginal inscription HEIR LYIS ANE HONORABIL MAN IAMES KINKAID OF THAT ILK QVHA DESISIT YE 13 OF FEBROVAR ANNO 1604, and bears two shields on the space within. The upper shield is flanked by the initials I K and is charged for Kincaid: A triple-towered castle, in chief two mullets. The two circular marks seen in may or may not be true heraldic charges. The lower shield, evidently that of his wife, is flanked by the initials I F and is charged: In chief three rosettes between three piles, in base an annulet. The other slab is of similar design, but has been used for two lairds of Kincaid and their wives. The marginal inscription reads **HEIR LYIS ANE HONORABIL MAN IAMES KINKAID OF THAT ILK QVHA DESISIT YE 9 OF IANVAR**

ANNO 1606. The upper shield in the central space is flanked by the initials C L and has I K abive it; it is parted per pale and charged: Dexter, a crenellated tower, in chief two mullets; sinister, 1st and 4th, a lion rampant, 2nd and 3rd, three buckles on a bend. The wife of this James Kincaid, whom he married about 1571, was Christian Leslie, an illegitimate daughter of the 4th Earl of Rothes {The Scots Peerage, vii, 292}, and the sinister is charged for Leslie. The lower shield is flanked by the initials I K and has S above it. It is parted per pale and charges: Dexter, a crenellated tower, in chief two mullets; sinister, three cinquefoils. Below is inscribed D / M H, and in smaller letters, flanking the D, there has been added DESISIT 1645 / 18 IAR {R being in superscript}. The dexter coat is that of Sir James Kincaid of that Ilk, son of the James Kincaid who died in 1606, and the sinister one that of his wife Dame Margaret Hamilton {R.M.S., vii (1609-20), No. 110}. [The Royal Commission on the Ancient and Historical Monuments of Scotland. Stirlingshire: An inventory of the ancient monuments. Edinburgh: Printed under the authority of Her Majesty's Stationery Office by T. and A. Constable Ltd, 1963. Volume I, p. 161-162. Information enclosed by {} were given in footnotes except for my note for the R being in superscript].

- On 22 May 1606, a retour was given of **James Kincaid, now of that Ilk, heir of the deceased James Kincaid of that Ilk**, of all and whole the lands of Craiglockhart and of Kincaid Meikle and Little and of Kinkell, lying in the Lordship of Lennox, sheriffdom of Stirling and of the lands of Inchbrek and Inchebells, Stirling. James Kincaid senior had died in January 1606. **Christine Leslie, wife of James Kincaid senior** to have liferent of **Inchbrek** and **Inchebells** [National Archives of Scotland, Edinburgh, UK. GD243/1/3/3: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001]. On 7 June 1606, an instrument was issued in favour of **James Kincaid, now of that Ilk**, having precept following on retour (as above) [National Archives of Scotland, Edinburgh, UK. GD243/1/3/4: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].

(Children - by Christian Leslie)

- i. Sir James Kincaid of that Ilk. (to follow)
- ii. **Andrew Kincaid** (aft 1572 - aft 6 June 1622).
 - {A.D. 1604} George Kincaid of Mylnetoun for James Kincaid, elder of that Ilk, and James Kincaid, his son and apparent heir, 500 merks, not to slay salmon on the waters of Clyd, Lewin, Blanis, Halvin, or branches thereof.--The band, registered by Mr Umphra Blinsele, advocate, is subscribed at Kincaid, 16th November, before Edward Kincaid, younger, burgess of Edinburgh, **Andro Kincaid, son the said Laird**, and David Johnnstoun in Kincaid [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1885. Vol. VII (A.D. 1604-1607): p. 578].
 - {A.D. 1620} "Forsameikle as it is understand to the [Lordis of Secreit Counsaill that] thair is some variance and controversie laitlie [fallin oute betuix **Andro Kincaid**], **tuttour of Kincaid**, and **Johnne Kincaid**, his [brother, on the ane pairt, and] Mongo Sterling, appeirand of Glorat, on the [uther pairt, quhilk is] lyke to draw on forder inconvenientis to the [brek of his Majesteis peace] and disquyeting of the countrey withoute remeid be provydit" [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 315].
 - **Discussion:** Since he was tutor of Kincaid, Andrew Kincaid, must have been the nearest heir of James Kincaid of that Ilk as per the following:
 Item, it is decreed and ordained concerning the brieve of tutory that it be understood in the future that he who is **nearest related through the father's line** and 25 years old fulfilling the rest of the points of the brieve shall be lawful tutor if the child who happens to be in tutory has a younger brother or sister, notwithstanding that the nearest relative through the father's line would not immediately succeed the child because of younger brothers and sisters [The Records of the Parliaments of Scotland to 1707, K.M. Brown et al eds (St Andrews, 2007-2010), A1474/5/6. Date accessed: 6 August 2010].
 - {A.D. 1620} The Lords, understanding that variance had fallen out between **Andrew Kincaid, tutor of Kincaid**, and **John Kincaid, his brother**, on the one part, and Mungo Stirling, apparent of Glorat, and John Stirling, his brother, on the other part, had charged the parties to appear and underlie such order as should be taken for keeping of good rule, &c. (ante, 315); and now, Mungo

Stirling and his brother appearing personally, but **Andrew Kincaid and his brother** not appearing, the Lords order these last to be denounced rebels [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 327].

- Edinburgh, 6th June 1622. Complaint by **Dame Margaret Hammiltoun, Lady Kincaid**, as follows:--The five pound land of Meikle and Little Kincaid, with the tower, &c., belongs to her in liferent, but she is troubled in her possession thereof by **Andrew and John Kincaid, sons of the late Christian Leslie, her mother-in-law, James Kincaid, their uncle natural**, and William Scott in Burnestoun, who intend by "oppressioun and bangistrie" to debar from her liferent lands and appropriate these to their own use. Thus, in 1621, immediately after the **death of Christian Leslie**, Andrew and John Kincaid intruded themselves in the tower of Kincaid, which they still retain, forcing the complainer to proceed against them before the Lords of Council and Session; and, when "after ane long and fashious play" she obtained on 2nd February last a decree requiring them to remove from the Mains of Kincaid, they disobeyed and were denounced rebels, in which condition they remain still unrelaxed. Since then they have, with the aid of **James Kincaid, their uncle**, and William Scott in Burnstoun, "fortifeit the said plaice with men, victuall, and armour; and keipis and detenis the same as a house of wear, granting resett and protectioun thairin to all suche rebellis as pleassis resort unto thame." Further, complainer having recovered possession of the Mains of Kincaid and some low houses about the place, the said persons, on ____ April last, came out of the place and violently ejected the complainer's tenants and servants from the said houses, "and plaiceit some of thair awne servandis thairin, and thay dimolishe and breakis down suche of the saidis laich houssis as thay ar not able convenientlie to keip, and mak thame altogidder unmeit and unhabable for duelling o ony uther use. And now at last, upoun the nynt of Appryll last afoir the break of day, the personis foirsaidis come to the said compleneris cornefeild landis of the Maynis of Kincaid, quhairin scho wes lawfullie possest as said is, and quhilkis landis scho had teillit the day preceeding, leaving hir plewis lying thairupoun, and cuttit the theattis of the saidis plewis and beames thair of with an handsaw, and reft and away tooke with thame the kowtters, missillis, and draught naillis of the saidis plewis, and brak the oxin bowis of the same, and sua hes maid the said complainer unhabable to gett hir landis labourit," intending so to "dwang and overthrow" the complainer that she may give up her right to the lands ere they may be laid waste.--The pursuer appearing personally, as also do the defenders, except William Scot, the Lords, on oath of verity of the defenders, assoilzie them from the charge of destroying the ploughs, but order Andrew and John Kincaid to find surety for the pursuer's idemnity, each in 1000 merks [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 731-732].
- {A.D. 1622} Edinburgh, 6th June 1622. Caution by Alexander Douglas of Maynis, in 1000 merks each for **Andro Kincaid, brother german to Sir James Kincaid of that ilk, and Johnne Kincaid, his brother**, not to molest **Dame Margaret Hamiltoun, Lady Kincaid**, nor her family, &c. With clause of relief.--Signed "Al. Dowglas of Mains. A. Kincaid, Johnne Kincaid." [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 733].
- He was possibly the **Andrew Kincaid**, servitor to John, earl of Wigtoun, who was made a burges and friend of Glasgow on 10 April 1629 [Scottish Record Society. The Burgesses & Guild Brethren of Glasgow, 1573-1750. Ed. James R. Anderson. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1925. p. 73].

iii. **John Kincaid** (aft 1574 - aft 12 August 1623).

- {14 November 1613} We Marion Callender the relict, David Lennox now of Calpiestoun as sone, Agnes Lennox as douchter and Johnne Allansoun burges of glesgow hir spouse for my Intres and Duncane Lennox of Balglass for or selfis and in name of the remanet kin and frendis of vmqle Johnne Lennox of Calpiestoun. Be thir presentis continewis and prorogatis the calling and persuit of **Sir James Kincaid of th[a]t ilk, Johnne Kincaid his brother, Cap[ta]in George Kincaid his father brother**, and David Fergus merchant in Campsie for the slaughter of the said vmqle Johnne Lennox comittit be thame at the kirk of Campsie the {blank} day of Marche last bypast as in the p[oi]nd]ing reased be ws against thame th[ei]r anent at mair lenth is contenit. And that onlie till {blank} day of {blank} nixt to cum. Be thir presents wrettin be James Duncan nott[a]r in glesgow and subscryvit be ws as followis. At Ballincloyt the fourtein day of november Jaj six hundred and

threttein yeeres Befor thir witness Sir Wm Levingstoun of Dernchester knight, Johnne Stirling of Glorat, James Lennox of Wodhead & Johnne Schaw appearand of Bargarrane.

Duncan Lenox

Dauid Lennox.

I Marion Callendar my hand touchand the nott[ar] pen vnd[e]r wrettin q[u]a has subscrivit thir presentis for me.

Ita est Jacobus Duncan notarius de mandato dictis Marione Callender scribere nescientis vt asseruit.

J Duncan (seal)

James lennox of Woodhead wytnes

Johnne Stirling witnes

Joh. Schaw witnes

[National Library of Scotland, Edinburgh, UK. Spottiswoode Papers, Ch. 1559. Letter of the family of John Lennox of Calpiestoun, continuing and prorogating the calling and pursuit of Sir James Kincaid of Kincaid and others for his murder, 1613].

- {A.D. 1615} Complaint by the King's Advocate, Mr James Strauchane in Edinburgh, and John Roishill, messenger, as follows:--The said Mr James employed the said Johnne to execute letters of caption against **Sir James Kincaid of that ilk** for not paying to pursuer 2000 merks of principal and £200 of expenses. The messenger proceeded, on 7th November instant, to defender's house of Kinkell, "quhair he wes present for the tyme, and had closit him self within a chalmer of the said house." The messenger searched the house, and then "choppit at the chalmer dure." In the meantime there came to the house to the aid of defender **Captain George Kincaid, uncle of defender, Johnne Kincaid, his brother, Thomas Kincaid, burgess of Glasgow**, and Thomas Ros, servitor to defender, with a company of six or seven score persons, armed with "swerdis, staulfis, halbertis, hagbutis and pistolletis." They "creyd to the said **Sir James**, bidding him come furth and thay should be his warrand." The messenger, on hearing this, went up to the said George and his accomplices, and charged them in the King's name to assist him in apprehending defender. They, however, not only disdainfully refused, but vowed to defend the said **Sir James** "both be the law and by [ie. despite] the law, so lang as thair hals wes upoun thair headis"; and the **said Captain George** said he "wald not gif a sex penes for the King nor his lawis." Then, "the said **Sir James** persaveing so grite a number of his freindis to be within and about the house, he airmed him self with a secrite steilbonnet, a pair of pistolletis at his belt, and ane bendit muscat in his hand, oppynit the chalmer dure, come through the hall, avowing with mony horrible aithis that, gif ony man preist to lay handis on him, that he sould haif thair lyf"; and, "when he come to the hall dure, he being stayed and layd handis on be the messinger and those who were [with] him, the personis foirsaidis presentit the pointis of thair halbertis and staulfis unto him, and forceit thame, for preservation and saulftie of thair lyveis, to suffer the said Sir James to go frie."--Pursuers appearing personally, and defenders not appearing, the Lords find the complaint proven, and order **Captain George, Johnne, and Thomas Kincaid**, and Thomas Ros, to be charged to enter their persons within the Tolbooth of Edinburgh within 6 days, and to remain there at their own expense till further order be made [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1891. Vol. X (A.D. 1613-1613): p. 410-411].
- {A.D. 1620} "Forsameikle as it is understand to the [Lordis of Secreit Counsaill that] thair is some variance and controversie laitlie [fallin oute betuix **Andro Kincaid**], **tuttour of Kincaid**, and **Johnne Kincaid**, his [brother, on the ane pairt, and] Mungo Sterling, appeirand of Glorat, on the [uthir pairt, quhilk is] lyke to draw on forder inconvenientis to the [brek of his Majesteis peace] and disquyeting of the countrey withoute remeid be provydit" [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 315].
- {A.D. 1620} The Lords, understanding that variance had fallen out between **Andrew Kincaid, tutor of Kincaid**, and **John Kincaid, his brother**, on the one part, and Mungo Stirling, apparent of Glorat, and John Stirling, his brother, on the other part, had charged the parties to appear and underlie such order as should be taken for keeping of good rule, &c. (ante, 315); and now, Mungo Stirling and his brother appearing personally, but **Andrew Kincaid and his brother** not appearing, the Lords order these last to be denounced rebels [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 327].

- Edinburgh, 6th June 1622. Complaint by **Dame Margaret Hammiltoun, Lady Kincaid**, as follows:--The five pound land of Meikle and Little Kincaid, with the tower, &c., belongs to her in liferent, but she is troubled in her possession thereof by **Andrew and John Kincaid, sons of the late Christian Leslie, her mother-in-law, James Kincaid, their uncle natural**, and William Scott in Burnestoun, who intend by "oppressioun and bangistrie" to debar from her liferent lands and appropriate these to their own use. Thus, in 1621, immediately after the **death of Christian Leslie**, Andrew and John Kincaid intruded themselves in the tower of Kincaid, which they still retain, forcing the complainer to proceed against them before the Lords of Council and Session; and, when "after ane long and fashious pley" she obtained on 2nd February last a decree requiring them to remove from the Mains of Kincaid, they disobeyed and were denounced rebels, in which condition they remain still unrelaxed. Since then they have, with the aid of **James Kincaid, their uncle**, and William Scott in Burnstoun, "fortifeit the said plaice with men, victuall, and armour; and keipis and detenis the same as a house of wear, granting resett and protectioun thairin to all suche rebellis as pleassis resort unto thame." Further, complainer having recovered possession of the Mains of Kincaid and some low houses about the place, the said persons, on ____ April last, came out of the place and violently ejected the complainer's tenants and servants from the said houses, "and plaiceit some of thair awne servandis thairin, and thay dimolishe and breakis downe suche of the saidis laich houssis as thay ar not able convenientlie to keip, and mak thame altogidder unmeit and unhable for duelling o ony uther use. And now at last, upoun the nynt of Appryll last afoir the break of day, the personis foirsaidis come to the said compleneris cornefeild landis of the Maynis of Kincaid, quhairin scho wes lawfullie posset as said is, and quhilkis landis scho had teillit the day preceeding, leaving hir plewis lying thairupoun, and cuttit the theattis of the saidis plewis and beames thair of with an handsaw, and reft and away tooke with thame the kowtters, missillis, and draught naillis of the saidis plewis, and brak the oxin bowis of the same, and sua hes maid the said complainer unhable to gett hir landis labourit," intending so to "dwang and overthrow" the complainer that she may give up her right to the lands ere they may be laid waste.--The pursuer appearing personally, as also do the defenders, except William Scot, the Lords, on oath of verity of the defenders, assoilzie them from the charge of destroying the ploughs, but order Andrew and John Kincaid to find surety for the pursuer's idemnity, each in 1000 merks [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 731-732].
- Edinburgh, 6th June 1622. Caution by Alexander Douglas of Maynis, in 1000 merks each for **Andro Kincaid, brother german to Sir James Kincaid of that ilk, and Johnne Kincaid, his brother**, not to molest **Dame Margaret Hamiltoun, Lady Kincaid**, nor her family, &c. With clause of relief.--Signed "Al. Dowglas of Mains. **A. Kincaid, Johnne Kincaid.**" [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 733].
- Bond of relief by **John Kincaid, brother german to the late Sir James Kincaid of that ilk** and James Fleming, notary in Glasgow, his cautioner, to relieve Robert, Lord Boyd, of the arrestment executed at the instance of **Dame Margaret Hamilton, Lady Kincaid younger**. Dated at Gorbals, 12 August 1623 [National Archives of Scotland, Edinburgh, UK. GD8/634].

(Children - mother uncertain)

iv. Elizabeth Kincaid.

- The following tombstone, with inscription in raised lettering, is found at Dalmeny Church:

"HEIR LYITH ELIZ(A)BITH KINCAID LAVFVL DOCH(TER T)O JAMES KINCAID OF THAT ILK SPOVS TO ANDROV STEVRT. At top and at bottom are are shields; beneath the lower is the date 1608; between the shields is a panel with the incised inscription: HERE LYETH WALTER STEV/ART AND BESSIE THOMSON HIS/SPOUS WHO DEPARTED IN / APREYL 1673 HE THE 24/ SHE THE 30 HIS AGE~ HER AGE.

The upper shield, supported by griffins (?) and flanked by initial A.S., is quartered, 1st and 4th, a lion rampant within a tressure flory; 2nd a fess checky, in chief a label of three points; 3rd a saltire between four cinquefoils or roses. The lower shield is flanked by the initial E.K. and carries the Kincaid arms"[The Royal Commission on Ancient and Historical Monuments and Constructions of

Scotland. Tenth report with inventory of monuments and constructions in the counties of Midlothian and West Lothian. Edinburgh, 1929. p. 200].

- **Discussion:** She was possibly the daughter of the previous James Kincaid of that Ilk. However, the date 1608 and the reference to her father (indicative of a younger person), suggests that she was the daughter of James Kincaid and Christian Leslie.

Sir James Kinkaid of that Ilk III [Aft 19 January 1570/71 - c1620; Laird from 9 January 1606].

- 1604 August 15. Extract judicial ratification by **Christian Leslie, spouse of James Kincaid of that Ilk**, of contract of marriage between **Margaret Hamilton, eldest daughter of Sir Robert Hamilton of Goslingtown, kt.**, and **James Kincaid, son and apparent heir of said James and Christine**, 11, 15 August 1604, whereby she renounced her conjunct liferent over lands of Craglockhart, in sheriffdom of Edinburgh and £5 lands of old extent of Corshous, Champmestoun, Badow and [blank] with coal heughs, in parish of Campsy, sheriffdom of Stirling, in favour of said James, her son, and said Margaret, his future spouse, reserving liferent of lands of Inchbrek, Inchbellie and Auchinrorie, tower and fortalice of Kincaid, presently occupied by said James elder, her spouse. Extract from commissary books of Campsie [National Archives of Scotland, Edinburgh, UK. GD243/1/3/7: Messrs Lindsays WS, Inventory of Craiglockhart documents].
- {A.D. 1604} George Kincaid of Mylnetoun for **James Kincaid, elder of that Ilk, and James Kincaid, his son and apparent heir**, 500 merks, not to slay salmon on the waters of Clyd, Lewin, Blanis, Halvin, or branches thereof.--The band, registered by Mr Umphra Blinsele, advocate, is subscribed at Kincaid, 16th November, before **Edward Kincaid, younger, burghess of Edinburgh, Andro Kincaid, son the said Laird**, and David Johnnstoun in Kincaid [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1885. Vol. VII (A.D. 1604-1607): p. 578].
- On 15 June 1605, **James Kincaid, younger of that Ilk**, was made a burghess and friend of Glasgow. At the same time, **James Kincaid of Salchis**, was also made a burghess and friend of Glasgow at the special request and desire of **James Kincaid, younger of that Ilk** [Scottish Record Society. The Burgessess & Guild Brethren of Glasgow, 1573-1750. Ed. James R. Anderson. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1925. p. 32].
- **Discussion:** On 22 May 1606, James Kincaid was served heir to James Kincaid of that Ilk, his father, to the £3 land of old extent (£12 new extent) of Craiglockhart. The same day James Kincaid of that Ilk was served heir to his grandfather, James Kincaid of that Ilk, in the £5 lands old extent (£20 new extent) of Middle Balcorroch, East Balcorroch, and Baldow-Champnay and the 6 shilling 8 pence lands old extent (26 shilling 8 pence new extent) of Auchinririe. Also on 22 May 1606, James Kincaid of that Ilk was served heir to his father, James Kincaid of that Ilk, in the £5 lands of old extent (£20 new extent) of Meikle Kincaid, Little Kincaid and Kinkell and the ten merk lands of Inbrek and Inchbelly:
 - 22 Maii 1606. **Jacobus Kincaid, hæres Jacobi Kincaid de Eodem, patris**, - in terris de **Craiklokhart**, - A.E. 3l. N.E. 12l. - (vide Stirling.) iv. 41 [Chancery. Inquisitionvm ad capellam domini regis retornatarvm, qvae in publicis archivis Scotiae adhvc servantvr, abbrevatio ... Printed by command of His Majesty King George III. in pursuance of an address of the House of commons of Great Britain. 3 vol. London : s.n., 1811-16. Vol. I, Edinburgh, no. 186].
 - 22 Maii 1606. **Jacobus Kincaid de Eodem, hæres Jacobi Kincaid de Eodem, avi**, - in terris de **midle Balcorak et Eister Balcorak** cum suis pertinentis infra scriptis, nempe, terris de **Baldow-Champnay**, in domino de Lennox; - A.E. 5 l. N.E. 20 l. -terris de **Auchinririe**, in baronia de Auchtermony infra dominium de Striviling. - A.E. 6 s. 8 d. N.E. 26 s. 8 d. iv. 40 [Chancery. Inquisitionvm ad capellam domini regis retornatarvm, qvae in publicis archivis Scotiae adhvc servantvr, abbrevatio ... Printed by command of His Majesty King George III. in pursuance of an address of the House of commons of Great Britain. 3 vol. London : s.n., 1811-16. Vol. I, Stirling, no. 52].
 - 22 Maii 1606. **Jacobus Kincaid de Eodem, hæres Jacobi Kincaid de Eodem, patris**, - in terris de **Kincaidis Mekill et Liltle, et Kinkell**, extendentibus ad 5 libratas terrarum antiqui extentus, in dominio de Lennox; - A.E. 5 l. N.E. 20 l. -terris de **Inchbrek et Inchebellies**, in baronia de Auchtermony. - E. 10 m - (Vide Edinburgh). iv. 41 [Chancery. Inquisitionvm ad capellam domini regis retornatarvm, qvae in publicis archivis Scotiae adhvc servantvr, abbrevatio ... Printed by command of His Majesty King George III. in pursuance of an address of the House of commons of Great Britain. 3 vol. London : s.n., 1811-16. Vol. I, Stirling, no. 53].

- On 22 May 1606, a retour was given of **James Kincaid, now of that Ilk, heir of the deceased James Kincaid of that Ilk**, of all and whole the lands of Craiglockhart and of Kincaid Meikle and Little and of Kinkell, lying in the Lordship of Lennox, sheriffdom of Stirling and of the lands of Inchbrek and Inchebelles, Stirling. James Kincaid senior had died in January 1606. **Christine Leslie, wife of James Kincaid senior** to have liferent of Inchbrek and Inchebelles [National Archives of Scotland, Edinburgh, UK. GD243/1/3/3: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001]. On 7 June 1606, an instrument was issued in favour of **James Kincaid, now of that Ilk**, having precept following on retour (as above) [National Archives of Scotland, Edinburgh, UK. GD243/1/3/4: Craiglockhart documents. Abstracted by Rosemary Bigwood, Flat B, The Lodge, 2 East Road, North Berwick EH39 4HN for Peter A. Kincaid and forwarded by email dated 8 April 2001].
- {A.D. 1609} Edinburgh, 15th March. Andrew Bannerman. **Sir James Kincaid of that Ilk** for Andro Bannerman, citizen in Dunkeld, £500, not to harm Johnne Reid, son of Adam Reid in Pitnacrie, Adam Reid, his borther, or William Fyf, notary in Dunkeld [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1887. Vol. VIII (A.D. 1607-1610): p. 690].
- {A.D. 1609} Edinburgh, 16th March. The Duke of Lennox and Lord Blantyre against a number of persons for lying at the horn for non payment of dues. Complaint by Ludovik, Duke of Lennox, great admiral and chamberlain of this realm, sheriff principal of Dunbertane and lord of the regality of Lennox, and Waltir, Lord of Blantyre, as his Majesty's justices for punishment of "thift, reif, oppressioun, slauchter, mutilatioun, slauchter of reid fische, schuiting of gunis at wyld foullis and vennesoun" within the shire of Dunbertane, regality of Lennox, and seven kirks annexed thereto, against Umphra Brok in Baldorane, and Johnne Scot there, as principals, and Johnne Levingstoun of Baldorane, their cautioner, with William Scot in Burdstoun, Johnne Stirling in Badow, Robert Robesoun in Mukcroftis, William Archie there, Alexander Smyth, Johnne Robesoun in Cult, Manassis Lyell, James Edmestoun in Balleun, Patrik Dennestoun in Boghous, **Sir James Kincaid of that Ilk, cautioner for David Johnnstoun in Kincaid, Thomas Kincaid in Cairneleis, Patrik and {blank} Kincaidis, his sons**, James and William Robsonis in Mukcroftis, James Archie there, Thomas and Archibald McClintokis, James Robesoun in Cult, Waltir Gow, William Edmeston, younger of Duntreith, cautioner for the said James Edmeston, and Alexander Hunter, smith, Johnne Stirling of Glorat, cautioner for said Johnne Stirling in Baldow, David Callender, cautioner for said Robert Robesoun, William Hunter, Alexander Smyth, James Mortoun, cautioner for said William Archie, Johnne Lennox of Balleun, Archibald Lennox, his brother, James Edmestoun in Ballewn, Donald Miller at Strablan, Alexander Reid in Haystoun, Patrik Johnnstoun, his cautioner, Johnne Lennox of Wodheid, cautioner for Johnne and Archibald Lennox, his brothers, Johnne Grahame of Killeme, William Miller at Gartnes, William Buquhennane of Drumnakill, his cautioner, Johnne Kirkwood at Rinroy, Patrik Adam there, and James Galbraith of Balgair, their cautioner, Sir James Edmestoun of Duntreith, cautioner for the said Masasses Lyell and Johnne Robesoun, Johnne Lowrie, and James Galbraith of Ballocarne, cautioner for said Robert Miller,--all of who remain yet unrelaxed from hornings of 13th and 15th October last for not paying complainers the sums specified in the letters of horning, due by virtue of certain decrees pronounced in a justice court held by the complainers in the tolbooth of Dumbertaine.--The pursuers appearing by Archibald Douglas, who passes from the complaint against Johnne Levingstoun of Baldorrane, and the other defenders not appearing, the Lords give warrant to the Captain of the Guard to apprehend these [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1887. Vol. VIII (A.D. 1607-1610): p. 263-264].
- On 19 May 1609, a charter of the lands of Craiglockhart was given to Sir Robert Hamilton of Goslington with the consent of Sir James Kincaid of that Ilk which lands formerly belonged to his father James Kincaid of that Ilk and previously his grandfather James Kincaid of that Ilk:

 - {A.D. 1609} Apud Edinburgh, 19 Maii. Rex concessit D. Roberto Hammiltoun de Goslingtoun militi, heredibus ejus et assignatis quibuscunque,--terras de Craiglockart, cum fortalicio, maneriei loco, cuniculariis, vic. Edinburgh;--que, de rege per servitium warde tente, regi devenerunt propter alienationem absque consensu regis factam per **D. Jac. Kincaid de eodem militem, quondam Jac. K. de eodem ejus patrem, quondam Jac. K. de eodem ejus avum**, vel alios eorum predecessores [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1609-1620. Ed. John Maitland Thomson. Edinburgh: H.M. General Register House, 1892. p. 27, no. 64].

- On 13 July 1609, Sir James Kincaid of that Ilk and Lady Margarete Hammiltoun were noted as having resigned their interest in Craiglockhart in a charter of the lands to Georgio Foullis and Jonete Bannatyne, his wife, at Edinburgh:
 - {A.D. 1609} Apud Edinburgh, 13 Jul. Rex concessit et de novo dedit Georgio Foullis aurifabro burgensi de Edinburgh, et Jonete Bannatyne ejus sponse,--terras de Craiglockhart cum fortalicio et manerie, vic. Edinburgh;-quas **D. Jacobus Kincaid de eodem miles, cum consensu Domine Margarete Hammiltoun sponse sue**, et D. Rob. Hammiltoun de Goislingtoun miles resignaverunt:--Tenend. dictis Geo. et Jon. in conjuncta infeodatione, et heredibus inter eos legit. procreatis, quibus deficientibus, legit. et propinquioribus heredibus et assignatis dicti Geo. quibuscunque:--Reddend. jura et servitia debita et consueta [Registrum Magni Sigilli Regum Scotorum: The Register of the Great Seal of Scotland A.D. 1609-1620. Ed. John Maitland Thomson. Edinburgh: H.M. General Register House, 1892. p. 42, no. 110].
- 1609 August 3. Bond by **Sir James Kyncaid of that ilk, kt.**, that, having sold to George Fowlis, goldsmith, burgess of Edinburgh, and Jonet Bannatyne, his spouse, the lands of Craiglockhart, in sherifffdom of Edinburgh, with lands of Inchebelly, Inschebrek and Achinrery, within lands and barony of Auchtermyny, in sherifffdom of Stirling, in special warrandice, he [James] has in his hands writs of Inchebelly, Inschebrek and Achinrery [specified, beginning in 1460], and binding himself to produce them before Lords of Session and shall get them transumed at his own expense [National Archives of Scotland, Edinburgh, UK. GD243/1/4/3: Messrs Lindsays WS, Inventory of Craiglockhart documents].
- On 13 December 1609, as Sir James Kincaid of that Ilk knight, he was served male heir to his grandfather, James Kincaid of Craiglockhart, in 20 shillings of land with houses outside the West Bow at the Toll cross in Edinburgh:
 - 13 Dec. 1609. **Dominus Jacobus Kincaid de Eodem miles, hæres masculus Jacobi Kincaid de Craiglockhart, avi,-** in terra cum domibus apud Tow cros ultra arcum occidentalem de Edinburgh.- E. 20s. iv. 344 [Chancery. Inquisitionvm ad capellam domini regis retornatarvm, qvae in publicis archivis Scotiae adhvc servantvr, abbrevatio ... Printed by command of His Majesty King George III. in pursuance of an address of the House of commons of Great Britain. 3 vol. London : s.n., 1811-16. Vol. I, Edinburgh, no. 286].
- {A.D. 1610} Action by Robert Stewart in the burgh of Edinburgh, son of the late Johnne Stewart of Neilstounsyde, against **Sir James Kincaid of that Ilk** and Sir David Hering of Lethintie, as unrelaxed from hornings of 19th and 29th January last for not paying pursuer 875 merks as principal, 200 merks for expenses, and a yearly annualrent of 10 per cent.--Pursuer appearing by Archibald Douglas, decree as above against the defenders [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1887. Vol. VIII (A.D. 1607-1610): p. 457].
- Edinburgh, 8th March 1610. Robert Stewart against **Sir James Kincaid** and Sir David Hering. Petition of Robert Stewart, indweller in Edinburgh, son of the deceased John Stewart of Neestounsyde, for summons against **Sir James Kincaid of that ilk**, and Sir David Hering of Lethintie, who were put to the horn at complainer's instance upon the 19th and 29th of January last for not paying him 875 merks of principal, and 200 merks of expenses. --Indorsed "Fiat ut petutur, R. Cokburne." [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1887. Vol. VIII (A.D. 1607-1610): p. 826].
- {A.D. 1610} Edinburgh, 7th July. Sir James Cunningham. **Sir James Kincaid of that Ilk**, Sir Awlay McAwlay of Ardincaple, and James Cunynghame of Aikhead, for Sir James Cunynghame of Glengarnok, 10,000 merks, not to harm Sir James Maxwell of Calderwood and his colleagues forementioned [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1887. Vol. IX (A.D. 1610-1613): p. 648].
- 8 May 1612. Copy appointment whereby James Lennox of Woodhead disponded the lands of Little Baldow and the easter half of Birbenstoun to **Sir James Kincaid of that Ilk** [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/7/6].
- Edinburgh, 21st January 1613. Letters of caption against Sir James Kincaid of that Ilk for debt. Complaint by Barbara, Elizabeth, Marioun, Margaret, and Beatrix Hammiltounis, daughters and heirs-portioner of the late Robert Hammiltoun, merchant burgess of Edinburgh, and by Johnne Meyne, spouse to the said Barbara, Mr Richard Dickshoun, spouse to the said Elizabeth, and James Hammiltoun, servant to Sir Thomas Hammiltoun of Byris, Secreatary of this kingdom, as tutor dative to the said Marioun, Margaret, and Beatrix, that **Sir James Kincaid of that Ilk** remains inrelaxed from a horning of 28th February last for not paying

complainers 49 merks for the yearly maill and duty of the half lands of Craiglokheart for all the years and terms resting unpaid, as also 32 merks for the yearly annual-rent specified in the said letters of horning for all the years in arrear, conform to a decree of translation received by complainers thereanent of date 21st December 1610.--Johnne Meyne appearing for himself and the other pursuers, there is decree of caption &c. against defender for not appearing [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1887. Vol. IX (A.D. 1610-1613): p. 537].

- {14 November 1613} We Marion Callender the relict, David Lennox now of Calpiestoun as sone, Agnes Lennox as douchter and Johnne Allansoun burges of glesgow hir spouse for my Intres and Duncane Lennox of Balglass for or selfis and in name of the remanet kin and frendis of vmqle Johnne Lennox of Calpiestoun. Be thir presentis continewis and prorogatis the calling and persuit of **Sir James Kincaid of th[a]t ilk, Johnne Kincaid his brother, Cap[tai]n George Kincaid his father brother**, and David Fergus merchant in Campsie for the slaughter of the said vmqle Johnne Lennox comittit be thame at the kirk of Campsie the {blank} day of Marche last bypast as in the p[oi]nd[ing] reased be ws against thame th[e]r anent at mair lenth is contenit. And that onlie till {blank} day of {blank} nixt to cum. Be thir presents wrettin be James Duncan nott[a]r in glesgow and subscryvit be ws as followis. At Ballincloyt the fourtein day of november Jaj six hundred and threttein yeeres Befor thir witness Sir Wm Levingstoun of Dernchester knight, Johnne Stirling of Glorat, James Lennox of Wodhead & Johnne Schaw appearand of Bargarrane.
Duncan Lenox
Dauid Lennox.

I Marion Callendar my hand touchand the nott[ar] pen vnd[e]r wrettin q[u]a has subscryvit thir presentis for me.

Ita est Jacobus Duncan notarius de mandato dictis Marione Callender scribere nescientis vt asseruit.

J Duncan (seal)

James lennox of Woodhead wytnes

Johne Stirling witnes

Joh. Schaw witnes

[National Library of Scotland, Edinburgh, UK. Spottiswoode Papers, Ch. 1559. Letter of the family of John Lennox of Calpiestoun, continuing and prorogating the calling and pursuit of Sir James Kincaid of Kincaid and others for his murder, 1613].

- Aug. 24. 1614.-- Sir James Kincaides injunction.-- The presbyterie injoynes to **Sir James Kincaide**, for the prophaning of the Sabboth daye in drawing of his weapons and fechtng thairwith within the kirk yaird of Campsie immediatlte efter sermon, at the quhilk tyme vmquhill Jhone Lennox was slaine; to mak his publike repentance in all humble maner in linnen clothes within the kirk of Campsie, in the publike place thair of, on Sondag come eicht dayes ["Registers of the Presbytery of Glasgow." Miscellany of the Maitland Club consisting of original papers and other documents illustrative of the history and literature of Scotland. Vol. I. Edinburgh: 1834, p. 422].
- {A.D. 1615} Complaint by the King's Advocate, Mr James Strauchane in Edinburgh, and John Roishill, messenger, as follows:--The said Mr James employed the said Johnne to execute letters of caption against **Sir James Kincaid of that ilk** for not paying to pursuer 2000 merks of principal and £200 of expenses. The messenger proceeded, on 7th November instant, to defender's house of Kinkell, "quhair he wes present for the tyme, and had closit him selff within a chalmer of the said house." The messenger searched the house, and then "choppit at the chalmer dure." In the meantime there came to the house to the aid of defender **Captain George Kincaid, uncle of defender, Johnne Kincaid, his brother, Thomas Kincaid, burgess of Glasgow**, and Thomas Ros, servitor to defender, with a company of six or seven score persons, armed with "swerdis, staulfis, halbertis, hagbutis and pistolletis." They "creyd to the said **Sir James**, bidding him come furth and thay should be his warrand." The messenger, on hearing this, went up to the said George and his accomplices, and charged them in the King's name to assist him in apprehending defender. They, however, not only disdainfully refused, but vowed to defend the said **Sir James** "both be the law and by [ie. despite] the law, so lang as thair hals wes upoun thair headis"; and the **said Captain George** said he "wald not gif a sex penes for the King nor his lawis." Then, "the said **Sir James** persaveing so grite a number of his freindis to be within and about the house, he airmed him selff with a secrite steilbonnet, a pair of pistolletis at his belt, and ane bendit muscat in his hand, oppynit the chalmer dure, come through the hall, avowing with mony horrible aithis that, gif ony man preist to lay handis on him, that he sould haif thair lyf"; and, "when he come to the hall dure, he being stayed and layd handis on be the messinger and those who were [with] him, the personis foirsaidis

presentit the pointis of thair halbertis and staulfis unto him, and forceit thame, for preservation and saulftie of thair lyveys, to suffer the said Sir James to go frie."--Pursuers appearing personally, and defenders not appearing, the Lords find the complaint proven, and order **Captain George, Johnne, and Thomas Kincaid**, and Thomas Ros, to be charged to enter their persons within the Tolbooth of Edinburgh within 6 days, and to remain there at their own expense till further order be made [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1891. Vol. X (A.D. 1613-1613): p. 410-411].

- **Discussion:** On 6 February 1616, it is recorded that the Laird of Kincaid issued a challenge to Sir George Elphinstoun which was to erupt into a major disturbance so both parties were ordered to appear before the Privy Council. On 7 March 1616, it is recorded that Sir James Kincaid of that Ilk and Sir George Elphinstoun were summoned to appear before the Privy Council on that day but Sir James Kincaid of that Ilk did not appear and was thus denounced a rebel. The same day charges were issued for him to be denounced a rebel and this was executed at the Market Cross in Stirling on 18 March 1615. Sir George Elphinstoun of Blythiswood had appeared and gave caution for £2000 not to send any challenge to Sir James Kincaid of that Ilk nor to receive any from him. On 28 March 1616, a commision was issued by the Privy Council for the apprehension of Sir James Kincade of that Ilk who was put to the horn on the 18 March 1616 for not appearing before the Council regarding the keeping of the peace with Sir George Elphinstoun:
 - {A.D. 1616} Edinburgh, 6th February 1616. The Lords having been informed that **____ Kincaid of that Ilk** has of late directit some challenge and cartall to Sir George Elphinstoun, knight, quhilk the said Sir George hes or intendis to challenge, whairupoun some grite inconvenientis will not fail to fall oute to the break of his Majesties peace and disquieting of the countrey without remeid be providit," there is order to both parties to appear on **____** and in the meantime to keep the peace [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1891. Vol. X (A.D. 1613-1613): p. 455].
 - {A.D. 1616} Edinburgh, 7th March 1616. **Sir James Kincaide of that Ilk**, and Sir George Elphinstoun, knight, having been summoned to appear before the Council this day to answer for challenges between them, and the said Sir George now appearing, but the said Sir James not appearing, the Lords order the latter to be denounced rebel [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1891. Vol. X (A.D. 1613-1613): p. 472].
 - {A.D. 1616} Edinburgh, 7th March 1616. This day appeared Sir George Elphinstoun of Blythiswood, knight, and gave caution in £2000 not to send any challenge to **Sir James Kincaid of that Ilk**, nor to receive any from him [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1891. Vol. X (A.D. 1613-1613): p. 473].
 - {A.D. 1616} Edinburgh, {28th} March 1616. Commission under the Signet, signed by Jo: Prestoun, Ja: Bishop of Glasgow, A., Bishop of Caithnes, Blantyre, A. Elphinstoun, R. Cockburne, George Hay, and Sir G. Murray, to Alexander, Lord Elphinstoun, the Captain or Lieutenant of the Guard, Dowgall Campbell of Auchinbreck, **____** Campbell of Ardinkinglas, Sir Awlay of Ardincaple, Sir Thomas Boyd of Bonshaw, **____** Lindsay of Dunrod, Mr. Mathew Ross of Hayning, and the provost and bailies of Glasgow, to apprehend and exhibit before the Council **Sir James Kincade of that Ilk**, who was put to the horn on 18th March instant for not appearing before the Council anent the keeping of the peace with Sir George Elphinstoun, knight [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1891. Vol. X (A.D. 1613-1613): p. 484].
 - {A.D. 1616} Edinburgh, 7th March 1616. Charge to James Johnstoun, messenger, to denounce **Sir James Kincaid of that Ilk** rebel (ante, p. 472). Given under the Signet and signed Ja: Prymrois.--(At the foot) "Apud Edinburgh, vigesimo secundo Martij jm vjc decimo sexto. Produceit be Alexander Mekill, and registrat in the bookis of Counsall conforme to the Act of Parliament be me Mr Alexander Skene, Clerk Depute to the Clerk of Register, and Keiper of the Register of the Horningis.--A. Skene."--(On the back) Execution of the charge on 18th March at the Market Cross of Striviling before James Robesone, Archibald Allane, burgess in Stirling, Alexander Patersone and Williame Sherar, merchants and burgesses in Stirling. Sealed and signed by James Johnstoun, messenger, and countersigned by A. Skene [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1891. Vol. X (A.D. 1613-1613): p. 841, no. 56].

- {A.D. 1620} "Forsameikle as it is understand to the [Lordis of Secreit Counsaill that] thair is some variance and controversie laitlie [fallin oute betuix **Andro Kincaid**], **tuttour of Kincaid**, and **Johnne Kincaid**, his **[brother**, on the ane pairt, and] Mongo Sterling, appeirand of Glorat, on the [uther pairt, quhilk is] lyke to draw on forder inconvenientis to the [brek of his Majesteis peace] and disquyeting of the countrey withoute remeid be provydit" [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 315].
- {A.D. 1620} The Lords, understanding that variance had fallen out between **Andrew Kincaid**, **tutor of Kincaid**, and **John Kincaid**, his brother, on the one part, and Mungo Stirling, apparent of Glorat, and John Stirling, his brother, on the other part, had charged the parties to appear and underlie such order as should be taken for keeping of good rule, &c. (ante, 315); and now, Mungo Stirling and his brother appearing personally, but **Andrew Kincaid and his brother** not appearing, the Lords order these last to be denounced rebels [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 327].
- Edinburgh, 6th June 1622. Complaint by **Dame Margaret Hammiltoun, Lady Kincaid**, as follows:--The five pound land of Meikle and Little Kincaid, with the tower, &c., belongs to her in liferent, but she is troubled in her possession thereof by **Andrew and John Kincaid**, sons of the late **Christian Leslie**, her mother-in-law, **James Kincaid**, their uncle natural, and William Scott in Burnestoun, who intend by "oppressioun and bangistrie" to debar from her liferent lands and appropriate these to their own use. Thus, in 1621, immediately after the **death of Christian Leslie**, Andrew and John Kincaid intruded themselves in the tower of Kincaid, which they still retain, forcing the complainer to proceed against them before the Lords of Council and Session; and, when "after ane long and fashious pley" she obtained on 2nd February last a decree requiring them to remove from the Mains of Kincaid, they disobeyed and were denounced rebels, in which condition they remain still unrelaxed. Since then they have, with the aid of **James Kincaid**, their uncle, and William Scott in Burnstoun, "fortifeit the said plaice with men, victuall, and armour; and keipis and detenis the same as a house of wear, granting resett and protectioun thairin to all suche rebellis as pleassis resort unto thame." Further, complainer having recovered possession of the Mains of Kincaid and some low houses about the place, the said persons, on ____ April last, came out of the place and violently ejected the complainer's tenants and servants from the said houses, "and plaiceit some of thair awne servandis thairin, and thay dimolishe and breakis doun suche of the saidis laich houssis as thay ar not able convenientlie to keip, and mak thame altogidder unmeit and unhable for duelling o ony uther use. And now at last, upoun the nynt of Appryll last afoir the break of day, the personis foirsaidis come to the said compleneris cornefeild landis of the Maynis of Kincaid, quhairin scho wes lawfullie possest as said is, and quhilkis landis scho had teillit the day preceeding, leaving hir plewis lying thairupoun, and cuttit the theattis of the saidis plewis and beames thairof with an handsaw, and reft and away tooke with thame the kowtteris, missillis, and draught naillis of the saidis plewis, and brak the oxin bowis of the same, and sua hes maid the said complainer unhable to gett hir landis labourit," intending so to "dwang and overthrow" the complainer that she may give up her right to the lands ere they may be laid waste.--The pursuer appearing personally, as also do the defenders, except William Scot, the Lords, on oath of verity of the defenders, assoilzie them from the charge of destroying the ploughs, but order Andrew and John Kincaid to find surety for the pursuer's idemnity, each in 1000 merks [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 731-732].
- {A.D. 1622} Edinburgh, 6th June 1622. Caution by Alexander Douglas of Maynis, in 1000 merks each for **Andro Kincaid**, brother german to **Sir James Kincaid of that ilk**, and **Johnne Kincaid**, his brother, not to molest Dame Margaret Hamiltoun, Lady Kincaid, nor her family, &c. With clause of relief.--Signed "Al. Dowglas of Mains. A. Kincaid, Johne Kincaid." [The Register of the Privy Council of Scotland. Ed. David Masson. Edinburgh: H.M. General Register House, 1895. Vol. XII (A.D. 1619-1622): p. 733].
- Bond of relief by **John Kincaid**, brother german to the late **Sir James Kincaid of that ilk** and James Fleming, notary in Glasgow, his cautioner, to relieve Robert, Lord Boyd, of the arrestment executed at the instance of **Dame Margaret Hamilton, Lady Kincaid younger**. Dated at Gorbals, 12 August 1623 [National Archives of Scotland, Edinburgh, UK. GD8/634].
- Holyrood House, 6th November 1629. ... **Complaint by Dame Margaret Hamiltoun, relict of Sir James Kincaid of that ilk**, **James Kincaid**, her son, and **John Kincaid of Auchinreoch**, as follows:--They have a certain place in the kirk of Campsie where they and their predecessors have been in peaceable use and possession past all memory to bury their dead, and none in the parish ever made any hindrance till now that John Hamiltoun of Baldowie, who is not a parishioner of Campsie, "at the least hes no constant nor settled

dwelling in that parish, and so in effect is ane stranger there," has proposed "to big ane loft in the said kirk" for the use of some few tenants that he has within the said parish, "and no place within the kirk could content him bot that place where the compleaners hes thair buriallis." He agreed accordingly with James Blair and _____ Stevinsoun, his servant, wrights, to set up his loft, and they accompanied by John Hamiltoun, servitor to the said Laird of Baldowie, and others, came on _____ to the said kirk "and to that part thair of whair **Christiane Leslie, lait Ladie Kincaid**, wes buried, and where the **Lairds of Kincaid and predecessours of the said Johne Kincaid** wer ordinarilie buried thir diverse yeeres bygane; and there the persouns foresaids in contempt of the law with spaidis, shooldis, mattockes and others instruments brought with thame for the purpose, delved the ground of the said buriall place and digged the same untill they come to the coffine of the said **Christiane Leslie**, whos corps wer [sic] greene and not as yitt corrupted nor putrified, and with thair saidis instruments most barbarouslie and unchristianelie they cutted the said coffine and inhumanelie maigled the legges, feit and other members of the said Christians deid corps whilk wes wrapped in ane seire-cloath, and sett down the stoupes of thair loft upon the said deid corps where they yitt stand, and they sett the sole of the loft so laich as none can convenientlie goe in and out under the same to heare the word." Charge having been given to the said John Hamiltoun of Baldowie, John Hamiltoun and James Blair, and the pursuers and defenders compearing, the latter pleaded that no process should be granted to the pursuers, because the matter being brought under the notice of James, Archbishop of Glasgow, he with consent of parties deputed John Birsebane of Bishoptoun, Mr. Alexander Rowat, minister at Calder, and Mr. Robert Wilkie, minister at Glasgow, to go to the kirk of Campsie, and with concurrence of the minister and parishioners thereof to investigate the said complaint and report their judgment to him. Which they having done to the effect "that the seate and loft foresaid wes buildit and sett up in that same place where it wes ordained to be sett be the sessioun of the kirk of Campsie, and that the east stoupe thair of wes without the lenth of the saidis buriall places, and so would not be ane hinder nor impediment to the saidis persewers to burie thair dead thairin"; and the said Archbishop having at the earnest request of both parties gone personally on 1st September and satisfied himself as above, and that the loft offered no impediment to the pursuers" in hearing the word preached nor seeing the minister," he then granted his decret and sentence dated 15th September last, ordaining the said loft to stand conform to the ordinance of the session of Campsie. In this decree, though the said "east stoup" is not within the limits of the said burial place, the Archbishop ordained the said John Hamiltoun of Pardowie "to fix ane geist betweene the twa side wallis of the kirk of Campsie abone the ground thair of so farre east as possiblie he may frome the saidis buriall places, and to take out of the ground of the kirk the said east stoupe whair upon the said persewers speciallie compleanned of, and to sett and fixe the said east stoupe upon the said geast, that with the greater ease the saidis persewers might have accesse to thair buriall places." He also required him "to have ane doore and entrie to the said loft throught the north side wall of the said kirk if he can have the libertie of the patron and parochiners of the kirk thairto." The Lords after inspecting the said decret, seeing the "acts of the sessioun" and hearing parties, assoilzie the defenders, ordaining, however, the said John Hamiltoun to conform himself to the said decret, and to use all diligence to procure an entrance as said is to his loft through the north side of the wall of the kirk. They further ordain **James Kincaid of that Ilk**, John Hamiltoun of Pardowie [sic], and **John Kincaid of Auchinreoch** to find caution each in 2000 merks to keep the peace towards one another, and not to leave Edinburgh until they do so, upon pain of horning [The Register of the Privy Council of Scotland. Ed. P. Hume Brown. Edinburgh: H.M. General Register House, 1901. Second Series, Vol. III (A.D. 1629-1630): p. 337-338].

- **Dame Margaret Hamiltoun, Lady Kincaid**, was named as a debtor of £25.12s. in the testament dative and inventar of Margaret Dalrymple, spouse to James Kincaid, merchant, burges of Glasgow registered in the Glasgow Commissary Court on 4 December 1640.
- **Discussion:** A gravestone in the Clachan of Campsie cemetery, which he shared with his father, has his coat of arms which are the impaled arms of Kincaid of that Ilk and Hamilton of Hamilton (see below). Their initials S J K and D M H surround the arms and below are the words Desisit 18 JAR 1645. This date is likely that of Dame Margaret Hamilton's death as Sir James Kincaid of that Ilk was deceased in 1620 when his brother Andrew became tutor to his son.
 - 157. Old Parish Church and Graveyard, Campsie. ... On the E. side of the graveyard is the Lennox family vault, a harled, two-storeyed structure measuring 16 ft. 6 in. by 16 ft. 2 in. ... The entrance to the vault, marked on the lintel "Closed 1884", is blocked by two slabs (Pl. 44 E.), formerly table-tombs; both measure 5 ft. 6 in. by 2 ft. 1 in. and are very sharply cut/ One bears the marginal inscription HEIR LYIS ANE HONORABIL MAN IAMES KINKAID OF THAT ILK QVHA DESISIT YE 13 OF FEBROVAR ANNO 1604, and bears two shields on the space within. The upper shield is flanked by the initials I K and is charged for Kincaid: A triple-towered castle, in

chief two mullets. The two circular marks seen in may or may not be true heraldic charges. The lower shield, evidently that of his wife, is flanked by the initials I F and is charged: In chief three rosettes between three piles, in base an annulet. The other slab is of similar design, but has been used for two lairds of Kincaid and their wives. The marginal inscription reads HEIR LYIS ANE HONORABIL MAN IAMES KINKAID OF THAT ILK QVHA DESISIT YE 9 OF IANVAR ANNO 1606. The upper shield in the central space is flanked by the initials C L and has I K above it; it is parted per pale and charged: Dexter, a crenellated tower, in chief two mullets; sinister, 1st and 4th, a lion rampant, 2nd and 3rd, three buckles on a bend. The wife of this James Kincaid, whom he married about 1571, was Christian Leslie, an illegitimate daughter of the 4th Earl of Rothes {The Scots Peerage, vii, 292}, and the sinister is charged for Leslie. **The lower shield is flanked by the initials I K and has S above it. It is parted per pale and charges: Dexter, a crenellated tower, in chief two mullets; sinister, three cinquefoils. Below is inscribed D / M H, and in smaller letters, flanking the D, there has been added DESISIT 1645 / 18 IAR {R being in superscript}. The dexter coat is that of Sir James Kincaid of that ilk, son of the James Kincaid who died in 1606, and the sinister one that of his wife Dame Margaret Hamilton {R.M.S., vii (1609-20), No. 110}. [The Royal Commission on the Ancient and Historical Monuments of Scotland. Stirlingshire: An inventory of the ancient monuments. Edinburgh: Printed under the authority of Her Majesty's Stationery Office by T. and A. Constable Ltd, 1963. Volume I, p. 161-162. Information enclosed by {} were given in footnotes except for my note for the R being in superscript].**

(Children - by Margaret Hamilton)

i. **James Kincaid of that ilk.** (to follow)

James Kincaid of that ilk IV [aft 1606 - bef 13 January 1658; Laird from c1620].

- **Discussion:** James Kincaid of Kincaid was born after 1606 as his uncle Andrew Kincaid was still his tutor in 1620.
 "In private law, a boy was in a state of pupillarity, and his affairs in the care of a tutor, until he reached the age of fourteen, a girl until she was twelve, and thereafter the child's affairs were managed by curators (whom he or she could now choose) until the age of twenty-one. It was understood that the tutor, who managed the affairs of the pupil, would normally be the heir presumptive, whose interest was to conserve the property of the minor, but that the person of the pupil should be in the hands of an individual other than the tutor (whose interest in the succession was felt to make him unsuited to have custody of the pupil's person.)" [Donaldson, Gordon. Scottish Kings. London: B.T. Batsford Ltd., 1967. p. 59].
- 23 December 1620 - 15 February 1642. Bond by James Somervell, elder of Cambusnethan, John Somervell, his son, and James Somervell, his eldest son now living, to infest **Jean Somervell**, said James, elder's, pronevoy, daughter of deceased Sir John Somervell of Kerswell, kt., eldest son of said John, in annualrent of £500 from lands and barony of Cambusnethan, reg. B. of C. and S., 24 January, 1624; with bond of relief by said Sir James Somervell to Sir John Hamiltoun, elder, of Bargany, kt., Sir John Hamiltoun, younger, of Carriden, kt., his eldest son, Sir James Hamiltoun of Broomhill, kt., and Gavin Hamiltoun of Raploch, his cautioners, over £4 land of Nethertoun of Cambusnethan, premonition, renunciation, and ratification thereof, with consent of **James Kincaid of that ilk**, her spouse [National Archives of Scotland, Edinburgh, UK. GD109/1208].
- Holyrood House, 6th November 1629. ... **Complaint by Dame Margaret Hamiltoun, relict of Sir James Kincaid of that ilk, James Kincaid, her son, and John Kincaid of Auchinreoch**, as follows:--They have a certain place in the kirk of Campsie where they and their predecessors have been in peaceable use and possession past all memory to bury their dead, and none in the parish ever made any hindrance till now that John Hamiltoun of Baldowie, who is not a parishioner of Campsie, "at the least hes no constant nor settled dwelling in that parish, and so in effect is ane stranger there," has proposed "to big ane loft in the said kirk" for the use of some few tenants that he has within the said parish, "and no place within the kirk could content him bot that place where the compleaners hes thair buriallis." He agreed accordingly with James Blair and _____ Stevinsoun, his servant, wrights, to set up his loft, and they accompanied by John Hamiltoun, servitor to the said Laird of Baldowie, and others, came on _____ to the said kirk "and to that part thair of whair **Christiane Leslie, lait Ladie Kincaid**, wes buried, and where the **Lairds of Kincaid and predecessours of the said John Kincaid** wer ordinarilie buried thir diverse yeeres bygane; and there the persouns foresaids in

contempt of the law with spades, shovels, mattocks and others instruments brought with them for the purpose, delved the ground of the said burial place and digged the same until they come to the coffin of the said **Christiane Leslie**, whose corpse was [sic] green and not as yet corrupted nor putrified, and with their said instruments most barbarously and unchristianly they cutted the said coffin and inhumanely maigled the legges, feet and other members of the said Christians dead corpse which was wrapped in ane seire-cloth, and sett down the stoups of their loft upon the said dead corpse where they yett stand, and they sett the sole of the loft so laich as none can conveniently go in and out under the same to heare the word." Charge having been given to the said John Hamiltoun of Baldowie, John Hamiltoun and James Blair, and the pursuers and defenders compearing, the latter pleaded that no process should be granted to the pursuers, because the matter being brought under the notice of James, Archbishop of Glasgow, he with consent of parties deputed John Birsebane of Bishoptoun, Mr. Alexander Rowat, minister at Calder, and Mr. Robert Wilkie, minister at Glasgow, to go to the kirk of Campsie, and with concurrence of the minister and parishioners thereof to investigate the said complaint and report their judgment to him. Which they having done to the effect "that the seate and loft foresaid was buildit and sett up in that same place where it was ordained to be sett be the session of the kirk of Campsie, and that the east stoupe thair of was without the length of the saids burial places, and so would not be ane hinder nor impediment to the saids persewers to burye their dead thairin"; and the said Archbishop having at the earnest request of both parties gone personally on 1st September and satisfied himself as above, and that the loft offered no impediment to the pursuers" in hearing the word preached nor seeing the minister," he then granted his decret and sentence dated 15th September last, ordaining the said loft to stand conform to the ordinance of the session of Campsie. In this decree, though the said "east stoup" is not within the limits of the said burial place, the Archbishop ordained the said John Hamiltoun of Pardowie "to fix ane geist betwene the twa side wallis of the kirk of Campsie abone the ground thair of so farre east as possible he may frome the saids burial places, and to take out of the ground of the kirk the said east stoupe whair upon the said persewers speciallie compleanned of, and to sett and fixe the said east stoupe upon the said geist, that with the greater ease the saids persewers might have accesse to their burial places." He also required him "to have ane doore and entrie to the said loft throught the north side wall of the said kirk if he can have the libertie of the patron and parochiners of the kirk thairto." The Lords after inspecting the said decret, seeing the "acts of the session" and hearing parties, assoilzie the defenders, ordaining, however, the said John Hamiltoun to conform himself to the said decret, and to use all diligence to procure an entrance as said is to his loft through the north side of the wall of the kirk. They further ordain **James Kincaid of that Ilk**, John Hamiltoun of Pardowie [sic], and **John Kincaid of Auchinreoch** to find caution each in 2000 merks to keep the peace towards one another, and not to leave Edinburgh until they do so, upon pain of horning [The Register of the Privy Council of Scotland. Ed. P. Hume Brown. Edinburgh: H.M. General Register House, 1901. Second Series, Vol. III (A.D. 1629-1630): p. 337-338].

- John the fifth Laird of Camnethan; he married, anno 1597, Mary Hamilton, Daughter of Sir James Hamilton of Evandale, and by her had three Sons, John, James and Patrick, and a Daughter Mary, who made a clandestine Marriage with Matthew Stewart of Muirhouse, Brother to the Laird of Minto. Sir John, the eldest Son, married - - - Hamilton, Daughter of Sir Robert Hamilton of Silvertonhill, and by her he had only one Daughter, married to **Sir James Kincaid of That-Ilk**. This Gentleman Sir John Somerville, was designed of Kersewall; for, dying before his Father, he never came to be Laird of Camnethan. But Sir James, second Son to Sir John the fifth Laird, succedes to his Father and elder Brother, and was served and retoured Heir to them, anno 1620 [Nesbit, Alexander. A System of Heraldry Speculative and Practical: with the True Art of Blazon, according to the Most approved Heralds in Europe... 2 vols. Edinburgh: R. Fleming, 1742. 2: 277-280].
- **James Kincaid of that Ilk** and **Jeane Somervell** were married in Mid Calder Parish, Midlothian on 12 December 1637.
 - **Discussion:** As he was styled James Kincaid of that Ilk in the marriage record it is clear that the words "Desisit 18 JAR 1645" on the tombstone in the Clachan of Campsie cemetery do not relate to him but must pertain to Dame Margaret Hamilton. This is because he was alive in the 1650s when he and Jean Sommerville had sons William baptized.
- **James Kincaid of that Ilk** was named as a debtor of £7 in the testament dative and inventar of Margaret Dalrymple, spouse to James Kincaid, merchant, burges of Glasgow registered in the Glasgow Commissary Court on 4 December 1640.
- Agnes, daughter of John Kincaid and Agnes Buchanan, was *baptized* in Campsie Parish, Stirling in September 1650.

{1650 September} {unreadable}

John Kincaid auchin{unreadable} Agnes Buchanen

Agnes {name above name crossed out}

James Kincaid of yt ilk John Kincaid

[GROS, O.P.R. Births, Campsie Parish, Stirling County. Agnes Kincaid, September 1650, 475/1, LDS film no. 1041973].

- Alexander Kincaid, son to **the late James Kincaid of that Ilk**, was apprenticed with James Lawson, tailor, of Edinburgh on 13 January 1658 ["The Register of Apprentices of the City of Edinburgh, 1583-1666." Ed. Francis J. Grant. Edinburgh: Printed for the Society by J. Skinner & Company, 1906. Scottish Record Society. 28: 106].
 - **Discussion:** James Kincaid of that Ilk must have died before 13 January 1658 as he is referred to as the late James Kincaid of that Ilk in this record.
- **James Kincaid, son of James Kincaid of that Ilk, and Robert Kincaid, son of James Kincaid of that Ilk;** Grantor; Bond, recorded 1 February 1665; Dalrymple's Office (Dal.), vol. 13, page 3 [Record Office, Scotland: Indexes: No. 4: Index to Register of Deeds, 1665, Vol. V. Edinburgh: His Majesty's Stationery Office, 1921. p. 252].
 - Bond by **James Kincaid, eldest son of the deceased James Kincaid of that Ilk**, in favour of James Donaldsone, portioner of Burdstoun, for £533.6s.8d. As security for the annualrent of this sum up to Whitsunday Even 1664, the said James gives the maills and duties of the lands of Kinkell, possessed by Robert McIlldoune and Adam Turner, his tenant, and of which the said James is principal tacksman. This sum is part of a greater sum assigned by the said James Donaldson and others, creditors of the **said deceased James Kincaid of that Ilk**, to James Callender, notary, Craighead of Baldorane, and contained in a decree of apprising at the instance of the said David Callender for himself and as assignee forsaid, upon the **deceased James's lands**, dated 4 March 1663, and now transferred to the **said James Kincaid**. James Abernethie, advocate, was procurator for the said James Kincaid. Cautioner for the said **James Kincaid was Robert Kincaid, his brother german**. Writer of the document was the said James Kincaid. Subscribed at Craighead of Baldorane on 22 June 1663, and witnessed by **David and John Kincaid, brothers german to the said James Kincaid**, and by David Callender [National Archives of Scotland, Edinburgh, UK. R D2/13: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 13, folio 3, registered 1 February 1665. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 7 December 1968].
- 22 & 26 November 1664. Bond by **Jean Somervell, Lady Kincaid, and James Kincaid, her eldest lawful son**, in favour of James Johnston, writer to the signet, for 800 merks, to be repaid by Martinmas 1665. Mr. John Anderson, advocate, was their procurator. Writer of the document was John Syme, servitor to the said James Johnston. Subscribed at Edinburgh on 22 November 1664, by **James Kincaid**, with witnesses William Lang, son of the deceased John Lang, maltman, burgess of Hamilton, and the said John Syme. Subscribed by the said Jean Somervell at Kincaid on 26 November 1664, and witnessed by **John and David Kincaid, brothers of the said James Kincaid** [National Archives of Scotland, Edinburgh, UK. R D2/19: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 19, folio 255, registered 10 April 1667. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 7 December 1968].

(Children - by Jean Somerville)

i. **James Kincaid of that Ilk.** (to follow)

ii. **Robert Kincaid** (bef 1642 - aft 24 March 1672).

- **James Kincaid, son of James Kincaid of that Ilk, and Robert Kincaid, son of James Kincaid of thath Ilk;** Grantor; Bond, recorded 1 February 1665; Dalrymple's Office (Dal.), vol. 13, page 3 [Record Office, Scotland: Indexes: No. 4: Index to Register of Deeds, 1665, Vol. V. Edinburgh: His Majesty's Stationery Office, 1921. p. 252].
 - Bond by **James Kincaid, eldest son of the deceased James Kincaid of that Ilk**, in favour of James Donaldsone, portioner of Burdstoun, for £533.6s.8d. As security for the annualrent of this sum up to Whitsunday Even 1664, the said James gives the maills and duties of the lands of Kinkell, possessed by Robert McIlldoune and Adam Turner, his tenant, and of which the said James is principal tacksman. This sum is part of a greater sum assigned by the said James Donaldson and others, creditors of the said **deceased James Kincaid of that Ilk**,

to James Callender, notary, Craighead of Baldorane, and contained in a decret of apprising at the instance of the said David Callender for himself and as assignee forsaid, upon the deceased James's lands, dated 4 March 1663, and now transferred to the said **James Kincaid**. James Abernethie, advocate, was procurator for the said James Kincaid. Cautioner for the said **James Kincaid** was **Robert Kincaid, his brother german**. Writer of the document was the said **James Kincaid**. Subscribed at Craighead of Baldorane on 22 June 1663, and witnessed by **David and John Kincaid, brothers german** to the said James Kincaid, and by David Callender [National Archives of Scotland, Edinburgh, UK. R D2/13: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 13, folio 3, registered 1 February 1665. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 7 December 1968].

- **James Kincaid, son of James Kincaid of that Ilk, and Robert Kincaid, son of James Kincaid of that Ilk**; Grantor; Bond.; recorded 17 July 1668; Durie's Office (Dur.), vol. 18, page 377 [Record Office, Scotland: Indexes: No. 8: Index to Register of Deeds, 1668, Vol. VIII. Edinburgh: His Majesty's Stationery Office, 1924. p. 250-251].
 - **James Kincaid eldest lawful son of the deceased James Kincaid of that Ilk** agrees to pay to Robert Bruce, elder of Auchonvallon, his heirs and assignees, the sum of 100 merks of current money of Scotland, which he had borrowed from him. **Robert Kincaid, "my brother german"** is cautioner. This bond was entered in the books of Counsell and Session at Stirling by David Calder, Notary in Campsie, 8 March 1668. Signed by James Kincaid, Robert Kincaid and George Calder and witnessed by David Calder for all parties [National Archives of Scotland, Edinburgh, UK. RD3/18: Register of Deeds Second Series, Durie's Office (Dur), vol. 18, folio 377, registered 17 July 1668. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 26 October 1968].
 - Jean, lawful daughter of William Kincaid of Auchonreoch, was *baptized* in Kirkintilloch Parish, Dunbarton on 23 August 1670.

{1670} 23 of agust. Baptized Jean lafull doughter to W[illia]m Kincaid of auchonreoch was publicklye baptized befor the congregat[ion] [w] Walter Curbert of Towcorse and **James Kincaid of [tha]t Ilk, and Ro[ber]t Kincaid brother girma[n] to the s[ai]d Laird of Kincaid.**
 - Margrat, daughter of James Kincaid of Auchonreoch, was *baptized* in Kirkintilloch Parish, Dunbarton on 24 March 1672.

24 of march 1672. Baptized Margrat Lafull doughter to James Kincaid of auchonreoch was publicklye baptized befor the congregat[ion] [w] to the baptism **James Kincaid of [tha]t Ilk and John Sumerwell in {uncertain} and Ro[ber]t Kincaid brother german to the Laird of Kincaid.**
- iii. **Alexander Kincaid** (c1644 - aft 13 January 1658).
- **Alexander Kincaid, son to the late James Kincaid of that Ilk**, was apprenticed with James Lawson, tailor, of Edinburgh on 13 January 1658 ["The Register of Apprentices of the City of Edinburgh, 1583-1666." Ed. Francis J. Grant. Edinburgh: Printed for the Society by J. Skinner & Company, 1906. Scottish Record Society. 28: 106].
 - **Discussion:** Children were typically apprenticed about the age of 14. Thus, Alexander was likely born about 1644. Alexander could not have been the teenage son of Sir James Kincaid of that Ilk who died before 1629. Thus, he must have been the son James Kincaid of that Ilk likely by Jean Somerville.
- iv. **David Kincaid** (bef 1650 - aft 26 November 1664).
- Bond by James Kincaid, eldest son of the deceased James Kincaid of that Ilk, in favour of James Donaldsone, portioner of Burdstoun, for £533.6s.8d. As security for the annualrent of this sum up to Whitsunday Even 1664, the said James gives the maills and duties of the lands of Kinkell, possessed by Robert McIlidune and Adam Turner, his tenant, and of which the said James is principal tacksman. This sum is part of a greater sum assigned by the said James Donaldson and

others, creditors of the said deceased James Kincaid of that Ilk, to James Callender, notary, Craighead of Baldorane, and contained in a decret of apprising at the instance of the said David Callender for himself and as assignee forsaid, upon the deceased James's lands, dated 4 March 1663, and now transferred to the said James Kincaid. James Abernethie, advocate, was procurator for the said James Kincaid. Cautioner for the said James Kincaid was Robert Kincaid, his brother german. Writer of the document was the said James Kincaid. Subscribed at Craighead of Baldorane on 22 June 1663, and witnessed by **David and John Kincaid, brothers german to the said James Kincaid**, and by David Callender [National Archives of Scotland, Edinburgh, UK. R D2/13: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 13, folio 3, registered 1 February 1665. As abstracted by Major David M. Maitland-Titterton, Moberly, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 7 December 1968].

- 22 & 26 November 1664. Bond by Jean Somervell, Lady Kincaid, and James Kincaid, her eldest lawful son, in favour of James Johnston, writer to the signet, for 800 merks, to be repaid by Martinmas 1665. Mr. John Anderson, advocate, was their procurator. Writer of the document was John Syme, servitor to the said James Johnston. Subscribed at Edinburgh on 22 November 1664, by James Kincaid, with witnesses William Lang, son of the deceased John Lang, maltman, burgess of Hamilton, and the said John Syme. Subscribed by the said Jean Somervell at Kincaid on 26 November 1664, and witnessed by **John and David Kincaid, brothers of the said James Kincaid** [National Archives of Scotland, Edinburgh, UK. RD2/19: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 19, folio 255, registered 10 April 1667. As abstracted by Major David M. Maitland-Titterton, Moberly, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 7 December 1968].
- It is not certain but he is perhaps the following David Kincaid.
David Kincaid, merchant, Glasgow; Grantor; Bond; recorded 16 February 1681; Durie's Office (Dur.), vol. 49, page 339 [Scottish Record Office: Indexes: No. 37: Index to Register of Deeds preserved in H.M. General Register House, 1681, Vol. XXI. Edinburgh: Her Majesty's Stationery Office, 1954. p. 284].

v. **John Kincaid** (bef 1650 - aft 26 November 1664).

- Bond by James Kincaid, eldest son of the deceased James Kincaid of that Ilk, in favour of James Donaldsone, portioner of Burdstoun, for £533.6s.8d. As security for the annualrent of this sum up to Whitsunday Even 1664, the said James gives the maills and duties of the lands of Kinkell, possessed by Robert McIlldoune and Adam Turner, his tenant, and of which the said James is principal tacksman. This sum is part of a greater sum assigned by the said James Donaldson and others, creditors of the said deceased James Kincaid of that Ilk, to James Callender, notary, Craighead of Baldorane, and contained in a decret of apprising at the instance of the said David Callender for himself and as assignee forsaid, upon the deceased James's lands, dated 4 March 1663, and now transferred to the said James Kincaid. James Abernethie, advocate, was procurator for the said James Kincaid. Cautioner for the said James Kincaid was Robert Kincaid, his brother german. Writer of the document was the said James Kincaid. Subscribed at Craighead of Baldorane on 22 June 1663, and witnessed by **David and John Kincaid, brothers german to the said James Kincaid**, and by David Callender [National Archives of Scotland, Edinburgh, UK. R D2/13: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 13, folio 3, registered 1 February 1665. As abstracted by Major David M. Maitland-Titterton, Moberly, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 7 December 1968].
- 22 & 26 November 1664. Bond by Jean Somervell, Lady Kincaid, and James Kincaid, her eldest lawful son, in favour of James Johnston, writer to the signet, for 800 merks, to be repaid by Martinmas 1665. Mr. John Anderson, advocate, was their procurator. Writer of the document was John Syme, servitor to the said James Johnston. Subscribed at Edinburgh on 22 November 1664, by James Kincaid, with witnesses William Lang, son of the deceased John Lang, maltman, burgess of Hamilton, and the said John Syme. Subscribed by the said Jean Somervell at Kincaid on 26 November 1664, and witnessed by **John and David Kincaid, brothers of the said James Kincaid** [National Archives of Scotland, Edinburgh, UK. R D2/19: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 19, folio 255, registered 10 April 1667. As abstracted by Major David M. Maitland-Titterton, Moberly, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 7 December 1968].

vi. **Willame Kincaid** (c8 September 1650 - bef 29 January 1652).

- Williame, son of James Kincaid and Jean Somerville, was *baptized* on 8 September 1650 in Campsie Parish, Stirling.
 - {1650} {unreadable}
James Kincaid of yt Ilk Jeane Sommervell ladi
 Williame
John Kincaid auchin{unreadable due to fold in page} **William Kincaid**
 [GROS, O.P.R. Births, Campsie Parish, Stirling County. William Kincaid, 8 September 1650, 475/00 0010 0013].
 - It is not certain, but he most likely died an infant as the next child was also called William.
- vii. **Williame Kincaid** (c29 January 1652 -).
 - Williame, son of James Kincaid and Jeane Sommervell, was *baptized* on 29 January 1652 in Campsie Parish, Stirling.
 - 1652. Jany 29.
James Kincaid of yt Ilk and Jeane Som[m]ervell holden? up be Auchinroch
 Williame
Wm Kincaid Johne Kincaid
 [GROS, O.P.R. Births, Campsie Parish, Stirling County. William Kincaid, 29 January 1652, 475/00 0010 0028].

James Kincaid of that Ilk V [aft 12 December 1637 - c1697; Laird from c1658].

- 1663 March 28th. Disposition by William Livingstone of Kilsyth, to **James Kincaid of that Ilk**, of the teinds of his lands of Kincaid and Kynkell in the parish of Campsie; dated at Kilsyth [National Archives of Scotland, Edinburgh, UK. GD97: Papers of the Edmonstone family of Duntreath. Livingstone, no. 445].
- **James Kincaid of that Ilk**; Grantor; Bond, recorded 25 July 1665; Dalrymple's Office (Dal.), vol. 14, page 149 [Record Office, Scotland: Indexes: No. 4: Index to Register of Deeds, 1665, Vol. V. Edinburgh: His Majesty's Stationery Office, 1921. p. 252].
 - 30 April 1662. Bond by **James Kincaid of that Ilk** to Jane Bell and George Louk, elder, merchant and burgess of Edinburgh, her husband, for her interest, for 875 merks, to be repaid on Lammas 1662. Cautioners for the said James Kincaid: James Fleming of Oxbang and James Bailie, portioner of the Park of Blantyre. Writer to the document, George Young, writer, Edinburgh. Witnesses: David Maine, writer, Edinburgh, John Bell, younger, merchant of Glasgow, David Sharpe and George Young. John Belle, advocate, procurator for the said James Kincaid [National Archives of Scotland, Edinburgh, UK. R D2/14: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 14, folio 149, registered 25 July 1665. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter received in February 1969].
 - Discussion: His Cautioner, James Fleming of Oxbang was married to a Kincaid:
 - The testament dative and inventar of **James Fleming of Oxbang and Christian Kincaid, his spouse**, within the parochin of Wester Leinzie was registered in the Glasgow Commissary Court on 4 November 1678. James was noted as dying in the month of October 1678 and Christian was noted as dying in the month of February 1677. Their testament dative and inventar was given up by W[illia]m Baillie, now of Oxbang, their son-in-law, as executor dative surrogat. The inventar of their estate amounted to £68 and debts owing to them £358.18.0 giving a total estate of £424.18.0. (sic). Those owing them money were **James Kincaid of that Ilk** for £100 of principall and £8 of bygone annualrents; John Fleming of Woodellie; James Bissed portioner of of Kirkintilloch; W[illia]m Dinn in Board; W[illia]m Paul in Barr; the deceased John Drew in Burnbrae; John Hay sometime in Duntiblae now in Gartcash; John Millar sometime in Birdgend of Oxbang now in Water Syd of Gartshoir; Jo[h]n Marshall in Ballgrochane; the tenants and fewars of Bedcow and Gartshoir; John Grindlay in Lawmuir of Kirkintilloch; James Barrie son to James Barrie in Inchbellie; James Barrie elder and younger; and David Thorne in Kilsyth. They owed £1374. Those they owed money to were Walter Bowie son-in-law to the defuncts for the rest of tochergood; the heirs of umquhile James Baillie; Agnes Fleming spouse to the

executor; James Calder in Balldorrane; and to the Earle of Wigtoun and his chamberlane for mail and dewtie.

- **James Kincaid, son of James Kincaid of that Ilk, and Robert Kincaid, son of James Kincaid of thath Ilk;** Grantor; Bond, recorded 1 February 1665; Dalrymple's Office (Dal.), vol. 13, page 3 [Record Office, Scotland: Indexes: No. 4: Index to Register of Deeds, 1665, Vol. V. Edinburgh: His Majesty's Stationery Office, 1921. p. 252].
 - Bond by **James Kincaid, eldest son of the deceased James Kincaid of that Ilk**, in favour of James Donaldsone, portioner of Burdstoun, for £533.6s.8d. As security for the annualrent of this sum up to Whitsunday Even 1664, the said James gives the mails and duties of the **lands of Kinkell**, possessed by Robert McIlldoune and Adam Turner, his tenant, and of which the said James is principal tacksman. This sum is part of a greater sum assigned by the said James Donaldson and others, creditors of the said **deceased James Kincaid of that Ilk**, to James Callender, notary, Craighead of Baldorane, and contained in a decret of apprising at the instance of the said David Callender for himself and as assignee forsaid, upon the deceased James's lands, dated 4 March 1663, and now transferred to the said James Kincaid. James Abernethie, advocate, was procurator for the said James Kincaid. Cautioner for the said James Kincaid was **Robert Kincaid, his brother german**. Writer of the document was the said James Kincaid. Subscribed at Craighead of Baldorane on 22 June 1663, and witnessed by **David and John Kincaid, brothers german to the said James Kincaid**, and by David Callender [National Archives of Scotland, Edinburgh, UK. R D2/13: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 13, folio 3, registered 1 February 1665. As abstracted by Major David M. Maitland-Titterton, Moberly, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 7 December 1968].
- 22 & 26 November 1664. Bond by **Jean Somervell, Lady Kincaid, and James Kincaid, her eldest lawful son**, in favour of James Johnston, writer to the signet, for 800 merks, to be repaid by Martinmas 1665. Mr. John Anderson, advocate, was their procurator. Writer of the document was John Syme, servitor to the said James Johnston. Subscribed at Edinburgh on 22 November 1664, by James Kincaid, with witnesses William Lang, son of the deceased John Lang, maltman, burgess of Hamilton, and the said John Syme. Subscribed by the said Jean Somervell at Kincaid on 26 November 1664, and witnessed by **John and David Kincaid, brothers of the said James Kincaid** [National Archives of Scotland, Edinburgh, UK. R D2/19: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 19, folio 255, registered 10 April 1667. As abstracted by Major David M. Maitland-Titterton, Moberly, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 7 December 1968].
- Sexto Novembris 1666. Cordouneres. The same day anent ane bill of complent given in and sub[scribi]t be James Waddrope Gabriel Corbett James Thomsoune for themselves and in name and behalf of the haill bretherine of the trade of cordouneres and tanneres who will adhere to them bearing that q[uai]r they and thair predicesso[u]ris hes beine verie active and reall in going about by all law[ful]l meanes for collecting in of moneyes for suppe of the poor decayed bretherine of the calling soe long as they had charge of the calling and befor Michaelmes last the above named persones and vtheres who had then power of the calling did pas thair wordes to the **Laird of Kinkaid** to collect and ingather eight hunderethe markes to the twa hunderethe marks he hes to mak vpe ane thowsand markes wpon sufficient band and cautioune and now Johne Wood p[rese]nt deacone of the calling and hes maisteres ar lyke to prove instrumentall to mak the compleineres brek thair promise to the gentleman to whom they wer ingadged for thes moneyes and is of intentione to tak the same moneyes and to lend them out to Thomas Dobbie brother in law to the sd Johne Wood wpon ane wadsett of some old howsses he hes at the wynd head q[ui]k we conceive will not prove soe good for the weill of the poor for give thes moneyes be lent out wpon band and ca[utio]ne they may be sought in againe everie half zeir give soe necessitie sould requyre bot if they be lent out wpon wadsets of old howsses it will not prove to be so reddie albeit necessitie requyre and for this end the sd Johne Wood p[rese]nt deacone hes taine fra James Mitchell last deacone his kie he had of the box the lyke practise q[uai]rof hes not bein seine among the deacones of this burghe thes fourtie zeires bygainne cravand thairfor the sd deacone conveyner and wthers conveyned with him to tak the sd complent to thair wyse considera[tio]ne and to desyd thairin as they think convenient q[ui]k being called the sd Johne Wood being p[rese]nt and all being interest and p[rese]nt being hard to speik for themselves the said deacone conveyner and wthers forsd conveyned with him efter mature advyce and delibera[tio]ne had thairanent they ordaine the sdes moneyes to be lent to the **Laird of Kinkaid** vpon sufficient securitie according to the first promise made to him [thai]ranent and becaws it was grantit be the sd Jo[h]n Wood that he had taken the kie fra the sd Jo[h]n Mitchell lait deacone bot that he had offered the samyne againe q[ui]k he refuissed to accept w[i]t[h]out ane ordoure therfor all p[rese]nt ordaines the sd James

- Mitchell to accept bak againe his sd kie of the box [The records of the Trases House of Glasgow. A.D. 1605-1678. Glasgow: Printed for The Trades House of Glasgow, 1910. p. 414-415].
- **James Kincaid of that Ilk**; Grantor; Bond.; recorded 8 December 1668; Dalrymple's Office (Dal.), vol. 24, page 183 [Record Office, Scotland: Indexes: No. 8: Index to Register of Deeds, 1668, Vol. VIII. Edinburgh: His Majesty's Stationery Office, 1924. p. 250].
 - Bond by **James Kincaid of that Ilk** in favour of James Armour, younger, burgess of Glasgow, for 200 merks, to be repaid on Whitsunday 1668. Mr. John Anderson, advocate, procurator to the said James Kincaid. Subscribed by the said James Kincaid at Glasgow on 11 November 1667. Witnesses: John Blair, wright, Glasgow and James Dick, son of James Dick, merchant and burgess of Glasgow [National Archives of Scotland, Edinburgh, UK. R D2/24: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 24, folio 183, registered 8 December 1668. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter received in February 1969].
 - **James Kincaid, son of James Kincaid of that Ilk, and Robert Kincaid, son of James Kincaid of that Ilk**; Grantor; Bond.; recorded 17 July 1668; Durie's Office (Dur.), vol. 18, page 377 [Record Office, Scotland: Indexes: No. 8: Index to Register of Deeds, 1668, Vol. VIII. Edinburgh: His Majesty's Stationery Office, 1924. p. 250-251].
 - **James Kincaid eldest lawful son of the deceased James Kincaid of that Ilk** agrees to pay to Robert Bruce, elder of Auchonvallon, his heirs and assignees, the sum of 100 merks of current money of Scotland, which he had borrowed from him. **Robert Kincaid, "my brother german"** is cautioner. This bond was entered in the books of Counsell and Session at Stirling by David Calder, Notary in Campsie, 8 March 1668. Signed by James Kincaid, Robert Kincaid and George Calder and witnessed by David Calder for all parties [National Archives of Scotland, Edinburgh, UK. R D3/18: Register of Deeds Second Series, Durie's Office (Dur), vol. 18, folio 377, registered 17 July 1668. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 26 October 1968].
 - Jean, daughter of William Kinkead of Auchenrevoch, was *baptized* in Kirkintilloch Parish, Dunbarton on 23 August 1670.

{1670} 23 of agust. Baptized Jean lafull doughter to W[illia]m Kinkead of auchenrevoch was publicklye baptized before the congregat[i]on [w] Walter Curbert of Towcorse and **James Kinkead of [tha]t Ilk, and Ro[ber]t Kinkead brother girma[n] to the s[ai]d Lard of Kinkead.**
 - **James Kincaid of that Ilk**; Grantor; Tack; recorded 23 August 1671; Durie's Office (Dur.), vol. 27, page 212 [Record Office, Scotland: Indexes: No. 14: Index to Register of Deeds, 1671, Vol. XI. Edinburgh: His Majesty's Stationery Office, 1928. p. 239].

Edinburgh. 22 August 1671. **Bond by James Kincaid of that Ilk** for the sum of ninety five pounds Scots money, which he had borrowed from Mr. James Carnegy, Minister at Arbroath. By this bond, **James Kincaid of that Ilk** binds himself and his heirs to repay the sum mentioned above [National Archives of Scotland, Edinburgh, UK. R D3/27: Register of Deeds Second Series, Durie's Office (Dur), vol. 27, folio 212, registered 23 August 1671. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 8 May 1969].
 - Margrat, daughter of James Kinkead of Auchenreoch, was *baptized* in Kirkintilloch Parish, Dunbarton on 24 March 1672.

24 of march 1672. Baptized Margrat Laufull dowghter to James Kinkead of auchenreoch was publicklye baptized befor the congregat[i]on [w] to the baptism **James Kinkead of [tha]t Ilk** and John Sumerwell in {uncertain} and **Ro[ber]t Kinkead brother germa[n] to the Laird of Kinkead.**
 - **James Kincaid of that ilk**; Grantor; Bond; recorded 24 January 1673; Mackenzie's Office (Mack.), vol. 32, page 590 [Registers and Records of Scotland: Indexes: No. 22: Index to Register of Deeds, 1673, Vol. XIII. Edinburgh: His Majesty's Stationery Office, 1931. p. 188].

Edinburgh. 18 June 1673. Bond by **James Kincaid of that Ilk** for the sum of 100 merks Scots money, borrowed from Mr. Hugh Maxwell, indweller in Edinburgh, on the security of "his lands and goods" [National Archives of Scotland, Edinburgh, UK. R D4/32: Register of Deeds Second Series, Mackenzie's Office (Mack), vol. 32, folio 590, registered 24 January 1673. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 8 May 1969].

- **James Kincaid, son of James Kincaid of that ilk**; Grantor; Bond; recorded 24 January 1673; Mackenzie's Office (Mack.), vol. 32, page 591 [Registers and Records of Scotland: Indexes: No. 22: Index to Register of Deeds, 1673, Vol. XIII. Edinburgh: His Majesty's Stationery Office, 1931. p. 189].
Bond by **James Kincaid of that ilk, eldest lawful son of the deceased James Kincaid of ther ilk** for thirty pounds of Scots money borrowed from Hugh Maxwell, as security of his "goods and gear" [National Archives of Scotland, Edinburgh, UK. R D4/32: Register of Deeds Second Series, Mackenzie's Office (Mack), vol. 32, folio 591, registered 24 January 1673. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 8 May 1969].
- **James Kincaid of that ilk**; Grantor; Bond; recorded 30 January 1673; Durie's Office (Dur.), vol. 33, page 107 [Registers and Records of Scotland: Indexes: No. 22: Index to Register of Deeds, 1673, Vol. XIII. Edinburgh: His Majesty's Stationery Office, 1931. p. 188].
- Elizabeth, daughter of **Walter Kincaid** and **Anna Baird**, was born on 12 November 1673 and *baptized* in South Leith, Midlothian Parish on 21 November 1673. The witnesses included Sir Francis Riddell of Riedcastell, **Ja[mes] Kincaid of that ilk**, **Mr. Jo[h]n Kincaid advocat**, Mr. Alex[ande]r Ramsay and Mr. W[illiam]m Fogoo.
 - Discussion: One William Foggow married **Janet Kincaid** in Kilsyth Parish, Stirling on 21 June 1655.
- On 23 March 1674, Andrew Baird, merchand burgess of the burgh of Stirling gave a full discharge to **William Kincaid of Auchinreoch** and **James Kincaid of that ilk**, as his cautioner, of 1) a bond for 600 merks granted by them to Jo[h]n Buchanan, mason, burgess of Stirling dated 30 May 1672; and 2) a ticket for 50 merks granted by the said William to the said Jo[h]n Buchanan dated 20 August 1672. The two instruments were assigned to the said Andrew Baird on 3 February 1674 who had then taken letters of poiding and horning against them [Kincaid of Auchinreoch papers, no. 82. Buchanan of Carbeth collection purchased by Robert McCutcheon (1939 -2002) of The Bookshop, 51 Baker Street, Stirling, UK. Copies were made of the Kincaids of Auchinreoch papers in this collection for Peter A. Kincaid (then of 32 Watters Drive, Fredericton, NB, Canada) on 13 October 1999. Papers were organized chronologically and reference numbers were recorded on the back of each sheet by Peter Kincaid. Hereafter referred to as simply 'Kincaid of Auchinreoch papers'].
- **James Kincaid of that ilk**; Grantor; Bond; recorded 7 January 1675; Dalrymple's Office (Dal.), vol. 38, page 498 [Registers and Records of Scotland: Indexes: No. 26: Index to Register of Deeds, 1675, Vol. XV. Edinburgh: His Majesty's Stationery Office, 1934. p. 209].
Bond given by **James Kincaid of that ilk** for 1800 merks Scots money to Robert Campbell, lawful son of Colline Campbell of Blythswood. Signed at Glasgow 1st day of January 1675 [National Archives of Scotland, Edinburgh, UK. R D2/38: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 38, folio 498, registered 17 January 1675. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 31 March 1969].
- **James Kincaid of that ilk**; Grantor; Bond; recorded 3 March 1681; Dalrymple's Office (Dal.), vol. 54, page 300 [Scottish Record Office: Indexes: No. 37: Index to Register of Deeds preserved in H.M. General Register House, 1681, Vol. XXI. Edinburgh: Her Majesty's Stationery Office, 1954. p. 284].
Bond given by Sir George Stirling of Glorat, knight and barrownet to Robert Campbell of Glenlyon for 612 pounds of usual Scots money. Cautioners are **James Kincaid of that ilk**, Captain John Stirling at Campsie, and George Lindsay of Balquharrane. Witnessed at Glasgow 1st day of January 1675 [National Archives of Scotland, Edinburgh, UK. R D2/54: Register of Deeds Second Series, Dalrymple's Office (Dal), vol. 54, folio 300, registered 3 March 1681. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter dated 31 March 1969].
- Margaret, daughter of **Walter Kincaid** and **Anna Baird**, was born on 8 February 1679 and *baptized* in South Leith, Midlothian Parish on 28 February 1679. The witnesses were **James Kincaid of yt ilk**, **Mr. John Kincaid of Corsbasket**, James Forsyth of Garbell and James Hamilton in Leith.
- As you enter the churchyard from Greyfriars' Place, going north along the east side, a few steps bring you to the burial place of one of the persecuted ministers who survived the Revolution -- John Law, ordained minister of Campsie in 1656, but driven from his charge in 1662, by Act of the Council at Glasgow, for refusing to conform to Prelacy on the establishment of that form of Church government. He continued to

preach about Kippen, Gargunnoch, and Monteith, although exposed to constant trouble and suffering. He was apprehended for field preaching, and committed to the tolbooth, but was not long confined.

In February, 1679, troops were distributed over the country for executing the laws against house and field conventicles, and strict search was made for intercommuned ministers and field preachers. In one of these searches, Law was arrested in the house of the **Laird of Kincaid**, where he had come to see his wife, who was dangerously ill, and although her recovery was pronounced hopeless by her medical attendants, he was not allowed to see her, but was sent direct to Edinburgh by a guard of soldiers, where he was sentenced by the Council to imprisonment in the Bass, but was liberated in July, with other prisoners, upon giving security to appear when called upon [Gibson, James. *Inscriptions of the Tombstones and Monuments erected in memory of the Covenanters with historical introduction and notes.* Glasgow: Dunn & Wright, 1881. p. 38-39].

- Edinburgh. 18 Dec. 1679. Upon the petition of Sir George Stirling of Glorat, knight barronett, and **James Kincaid of that Ilk**, for themselves and in the name of the remnant heritours and parochiners of the paroch of Campsie in Stirlingshire, Mr John Law allowed to preach in the termes of the foresaid formula of the act and bond, in regard he hath found sufficient caution acted in the books of Privy Council under the penalty of six thousand merks Scots money [The Register of the Privy Council of Scotland. Ed. P. Hume Brown. Edinburgh: H.M. General Register House, 1914. third series, vol. vi. (1678-1680): p. 361].
- Bond between **James Kincaid of that Ilk** and Alexander Veitch, indweller in Paisley on account of the sum of one hundred and seventy nine pounds of Scots money borrowed by Kincaid from Veitch. Security seems to have been "goods and gear". The bond was signed at Kincaid the 27th Sept. 1681, before the following witnesses: - **James Kincaid, brother german to William Kincaid of Auchenreooch**, and "**William Kincaid, my servitor**" [National Archives of Scotland, Edinburgh, UK. R D3/64: Register of Deeds Second Series, Durie's Office (Dur), vol. 64, folio 353, registered in 1686. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter received 1 March 1969].
- **James Kincaid of that ilk and Marion Boyd, his spouse**; Principal Party; Marriage Contract; recorded 11 March 1682; Durie's Office (Dur.), vol. 52, page 47 [Scottish Record Office: Indexes: No. 39: Index to Register of Deeds preserved in H.M. General Register House, 1682, Vol. XXII. Edinburgh: Her Majesty's Stationery Office, 1956. p. 282].
 - Marriage contract made at Kilmarnock on 4th December 1674, and recorded on 11th March 1682, between **James Kincaid of that Ilk**, and **Marion Boyd, second lawful daughter of Mr. John Boyd of Trochrig**. Under this contract, James Kincaid binds himself, his heirs etc. to infest Marion Boyd, his future wife, in the sum of four hundred pounds of Scots money, to be uplifted etc., from all and haill the five pound lands of **Mekle and Little Kincaid, and Kinkell**, the houses, biggings etc., appertaining to these lands, lying in the parish of "Camsie", and "sherifedom" of Stirling, for all the days of her "lyfetime" and after the decease of the said James Kincaid. Witnesses were the following: - Mr. William Fogo, Minister at Bothkennath, **Mr. Robert Kincaid, minister of Barnwell**, Robert Boyd, baillie in Kilmarnock, and John Duthie, notary in Kilmarnock. Subscribed by J. Kincaid, Marion Boyd and J. Boyd of Trochrig [National Archives of Scotland, Edinburgh, UK. R D3/52: Register of Deeds Second Series, Durie's Office (Dur), vol. 52, folio 47, registered 11 March 1682. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter received 1 March 1969].
 - **Discussion**: One William Foggow married **Janet Kincaid** in Kilsyth Parish, Stirling on 21 June 1655.
- On 29 May 1682, **James Kincaid of that Ilk** issued a discharge to Sir John Kennedy of Girven Maynes of 600 merks in bond by said Sir John and the deceased John Kennedy of Dalmortoune, as cautioner, to deceased John Boyd of Trochrog, dated 6 February 1677 [National Archives of Scotland, Edinburgh, UK. GD27/2/74].
- 16th October 1684. Minutes of Council at Glasgow - The Laird of Polmeis, elder, **James Kincaid of that Ilk**, John Hamilton of Bardowie, **James Kincaid, fiar of Auchincreech**, Mr. Adam Campbell of Gargunnoch, John Forrest of Threttieaickers and William Cuninghame of Bulquhan having signed the bond but refused the Test, the Lords commands them to stay in town and not to depairt therfrom without leave from the Lords as they would be answerable at their peril. [On margin] Adam Campbell of Gargunoch, **James Kincaid of that Ilk** and John Hamiltoune of Bardowie have since taken the Test [The Register of the

Privy Council of Scotland. Ed. Henry Paton. Edinburgh: H.M. General Register House, 1927. Third Series, Vol. X (A.D. 1684-1685): p. 269].

- Bond between **James Kincaid of that ilk** and Mr. Hew Blair, Minister of Rutherglen, on account of the sum of nine hundred and sixty two pounds thirteen shillings and four pence, borrowed by Kincaid from Blair. James Kincaid binds himself, his heirs, etc. to repay the money to Blair or his wife, Anna Blair or the long-liver of them, on the security of all and haill my lands of **Cincaid, comprehending the lands of Meikle and Litle (Kincaid)**, fishings, mylne, mylne lands, tiends, multures, salmon fishings etc., in the parish of Campsie and sheriffdom of Stirling. This bond was redeemable on certain conditions of reversion. It was witnessed by Mr. William Blair, "one of the Regents of the Universtie of Glasgow, and John Blair, and signed at Glasgow on 2nd Feb. 1684 [National Archives of Scotland, Edinburgh, UK. R D3/64: Register of Deeds Second Series, Durie's Office (Dur), vol. 64, folio 287, registered in 1686. As abstracted by Major David M. Maitland-Titterton, Moberty, Airlie, by Kirriemuir, Angus for Olivia Brisbin in letter received 1 March 1969].
- 7 June 1690. Act for raising a supply offered to their majesties. The estates of parliament, taking to their consideration the happiness which this nation does enjoy under the king's majesty's government, by whose endeavours they were delivered from popery and arbitrary power, and the constant proofs they have of his royal affection and tender care of the concerns of the nation; and withal considering that his majesty is engaged in an expensive war for the safety of this kingdom and the preservation of the Protestant religion; they, to evidence their duty and gratitude, do hereby declare that this kingdom will cheerfully hazard their lives and fortunes in any cause wherein the king and queen's majesties, their honour and safety may be concerned; and, conceiving it necessary for the rendering of this humble tender of their duty the more effectual, that a stock of money be provided towards the encouragement and maintenance of the forces, which the present exigency does require to be kept up within the kingdom and for such other occasions as may be necessary for the support of their majesties' government, therefore the said estates do, with all humble duty and alacrity, for themselves and in name of this kingdom which they represent, make offer to their majesties of a supply of £2,019,733 6s 8d Scots money, extending in whole to twenty-eight months' cess, to be raised and uplifted out of the land rent of this kingdom from the several shires and burghs in manner and at the terms following: namely, the sum of £577,066 13s 4d, being eight months' cess at £72,133 6s 8d in the month for this current year 1690, whereof four months' cess to be raised and paid between now and 1 July next; two months' cess at Lammas [1 August] and other two months' cess at Martinmas [11 November] next in this year 1690; and the sum of £360,666 13s 4d money foresaid being five months' cess yearly, for the years 1691, 1692, 1693 and 1694 to be raised at the terms of Candlemas [2 February] and Lammas yearly by equal portions; beginning the first term's payment thereof, being two months' cess and a half, at the term of Candlemas 1691, and so forth termly thereafter during the said four years; that is to say: ... And the king and queen's majesties, considering that this supply is granted for so necessary ends and purposes do, with advice and consent of the estates of parliament, declare that no person or persons shall be exempt from payment of their proportions of this supply for their lands, upon any pretext whatsoever, excepting mortified lands only, notwithstanding of any former law, privilege or act of parliament to the contrary. And for the better and more speedy bringing in of the said supply, their majesties, with the advice and consent foresaid, do nominate and appoint the persons after-named to be commissioners within the respective shires for ordering and uplifting the same, namely: ... For the sheriffdom of Stirling: [William Douglas], duke of Hamilton, [Archibald Campbell], earl of Argyll, [Alexander Livingstone], earl of Callander, [John Elphinstone], lord Elphinstone, [Henry Erskine], lord Cardross, [John Murray], laird of Polmaise, Sir Alexander Hope of Kerse, Alexander Munro of Bearcrofts, James Livingstone of Westquarter, Sir Alexander Livingstone of Glentirren, George Stirling of Herbertshire, [Robert] Rollo of Powhouse, [Campbell], laird of Gargunnoch, William Cunningham of Boquhan, younger, Alexander Napier of Culcreuch, John Erskine of Balgonie, Harry Rollo of Woodside, William Livingstone of Greenyards, Walter Rankine of Orchardhead, John Cunningham of Ballindalloch, John Callander of Craigforth, James Graham of Buchlyvie, Sir George Stirling of Glorat, William Brown of Seabegs, Sir James Erskine of Alva, Robert Gourlay of Kepdarroch, John Buchanan of Carbeth, [...] Leckie of Dasher, John Lennox of Woodhead, elder, William Lennox of Woodhead, younger, John Carmichael, chamberlain to [John Fleming], earl of Wigtown, [...] **Kincaid of that ilk**, Alexander Maxwell, chamberlain to [James Livingston, viscount of] Kilsyth, George Lindsay of Boquharradge, [...] Glass of Sauchie, [Hugh and Hugh Paterson], lairds of Bannockburn, elder and younger, one of the magistrates of Stirling for the time, Alexander Colquhoun of Glenns, [James Graham], marquis of Montrose's bailie for the time, [James Seton], laird of Touch, [...] Napier of Ballakincairne, the laird of Garden, Mr Thomas Napier of Ballachruin, [Elphinstone], laird of Quarrel, elder, [Sir Humphrey Colquhoun], laird of

Luss, John Hamilton of Pardarie, [John Stirling], laird of Keir's bailie for the time, William Row of Inverallan, [Sir John Shaw], laird of Greenock, [Charles Elphinstone], laird of Airth's tutor, John Houston, younger of that ilk, Charles Bennett of Easterlivlands, Mr Robert Murray of Westerlivlands, John Wordie of Torbrex, John Cornwall of Banton, [...] Burnett of Craig, [...] of Killearn, [John Buchanan] of Arnprior, David Graham of Meiklewood, the laird of Garvald, John Christison, portioner of Cornton, and James Galbraith of Balgair [The Records of the Parliaments of Scotland to 1707, K.M. Brown et al eds (St Andrews, 2007-2011), 1690/4/44. Date accessed: 8 March 2011].

- 25 September 1696. ... Act anent the supply of eighteen moneths' cess upon the land rent. The estates of parliament, considering the state of the long continueing warr, wherein his majestie and his kingdome are so necessarily engaged, as also the present posture and condition of this kingdome and of the forces therein kept up for its defence and security, all which require new supplys for their maintainence, do therfor humbly and cheerfully, for themselves, and in name of this kingdom whom they represent, make offer to his majestie of a supply of twelve hundred, fourscore sixteen thousand pounds, extending to eighteen months cess, which new supply is to be raised and uplifted out of the land rent of this kingdom in the same manner, and conform to the proportions of the shyres and burghs, contained in the sixth act second session and the seventh act fifth session of this current parliament, dated the seventh of June one thousand, six hundred and ninety years and twenty of June one thousand, six hundred and ninety five years, provideing allwayes that the proportions of burghs be rated and payed as their taxt roll now is, or shall be settled by themselves; and this supply to be payed at the termes following viz. two moneths cess at the term of Martinmass one thousand, six hundred and ninty six, and two moneths cess at the term of Candlemass one thousand, six hundred and ninty seven, other two moneths cess at the term of Whitsunday one thousand, six hundred and ninty seven, and other two moneths cess at the term of Lambass one thousand, six hundred and ninty seven, and other two moneths cess at the term of Martinmass jM vjC and ninty seven, two moneths cess at the term of Candlemass one thousand, six hundred and ninty eight, other two moneths cess at the term of Whitsunday one thousand, six hundred and ninty eight, other two moneths cess at the term of Lambas one thousand, six hundred and ninty eight, and two moneths cess at the term of Martinmass one thousand, six hundred and ninty eight, being the sume of one hundred and fourty four thousand, pounds at each of the said nine termes. And his majestie considering that this supply is granted for such a necessary use doth, with advice and consent of the estates of parliament, declare that no person or persons shall be exempted from payment of their proportions of this supply for their lands upon any pretext whatsoever, excepting mortified lands and the lands of Newmilnes belonging to the woolen manufactory there, for which mortified lands and the lands of Newmilnes deduction is to be allowed in the quota of the respective shyres, notwithstanding of any former law, priviledge or act of parliament in the contrair. And his majestie, with advice and consent forsaide, doth nominat and appoint the same persons who were named in the forsaid acts of parliament, who are alive and have qualified themselves according to law or shall qualifie themselves betwixt and the first Teusday of November nixt to come, and such others as shall be nominat in this present session of parliament, to be commissioners for ordering and uplifting this supply, with the same power to them to choise their own clerk and to do every thing that may concern the said supply as is prescribed and appointed by the saids acts, holding the same as repeated herein; and ordains the same execution to pass for inbringing therof, as is provided by the saids acts in all points. And ordains the first meeting of the saids commissioners for the shyres to be at the respective head burghs therof the last Teusday of October nixt to come; and requires the sheriffs and stewarts, or their deputs, to intimat the same to the commissioners of the respective shyres and stewartries, with power to them to appoint the subsequent diets of meeting and their conveyance from time to time, and als to appoint collectors with sufficient caution as they shall think fit; and committs to his majesties' privy councill, upon the death or not acceptance of any of the commissioners of supply appointed by this act, to nominat and appoint others in the their places, and to add such other persons to be commissioners as they shall think fit. And his majestie, with advice and consent forsaide, does declare that all clauses contained in the former acts of parliament and convention of estates in relation to the inbringing of the cess and quartering, and anent rideing money, shall stand in full force as to this supply now imposed in the same manner as if they were inserted herein, except in so far as these acts of parliament or convention are innovat or altered by the forsaide sixth and seventh acts of the second and fifth session of this current parliament. And it is hereby declared that no persons lyable in payment of this supply shall be holden to produce their discharges nor receipts of the same after three years from the respective terms of payment unless dilligence be done by denunciation before elapseing of the saids three years. And because by the supply hereby granted the land rent and burghs of this kingdom are onely burdened, and it being just that the personall estates in money should bear some proportion of the burden therfor, his majestie, with advice and consent forsaide, statutes and ordains that every debtor owing money within the kingdom at six

per cent of interest shall, in the payment of his annual rents for one year and a half, have retention in his own hands of one of six per cent of the said annual rents, and this retention to be for the said year and a half viz. from Martinmass in the year one thousand, six hundred and ninety six to the term of Whitsunday one thousand, six hundred and ninety eight. And it is hereby declared that it shall be usury for any creditor not to grant the said retention. As also it is further declared that nothing in this act shall prejudice manufactories of any privilege of exemption they have by speciall acts of parliament. ... Followes the commissioners of supply given in by the noblemen and commissioners for the severall shyres as was ordered in parliament: ... For the shire of Stirling: the earle of Arran, the earle of Argyle, the earl of Mar, the earle of Buchan, the earl of Wigtoun, the Lord Elphingston, Livetennant Collonell John Ereskine, the laird of Polmais, the laird of Touch, Sir Alexander Hope of Kerse, Sir Alexander Monro of Bearcrofts, James Livingstoun of Westquarter, George Stirling of Herbertshire, [...] Rollo of Powhouse, the laird of Gargunnock, the laird of Boquhan, Alexander Naper of Culcreuch, John Erskine of Balgounie, Henry Rollo of Woodside, William Livingstoun of Greenyards, John Cuninghame of Ballandalloch, John Callendar of Craigforth, James Graham of Bochlyvie, William Broun of Seabegs, Sir John Erskine of Alva, Robert Gourlay of Kipdarroch, John Buchannan of Carbeth, [...] Leckie of Duschers, [...] Moir of Leckie, John Lennox of Woodhead, elder, William Lennox of Woodhead, younger, [...] **Kincaid of that ilk**, George Lindsay of Boquharadge, [...] Glass of Sauchy, the lairds of Bannockburn, elder and younger, Alexander Colquhoun of Glenns, [...] Naper of Bellakincarn, the laird of Carden, Mr Thomas Naper of Bellichairn, the laird of Quarrell, the laird of Kinnaird, the laird of Luss, John Hamilton of Pardowie, [...] Row of Innerallan, the laird of Greenock, the laird of Mochrum, Sir John Houstoun of that ilk, Charles Bennet of easter Levilands, [...] Murray of Wester Levilands, John Wordie of Torbrex, [...] Burnet of Craigie, [...] Graham of Killern, [...] Buchanan of Arnpryor, David Graham of Meiklewood, [...] Forsyth of Garvell, John Christieson, portioner of Cornetoun, James Galbraith of Balgair, the Lord Forrester, the laird of Bedlormie, George Buchanan of Bellachrum, Thomas Buchannan of Boqhan, John Buchanan of Craigievairn, Walter Buchannan of Balfinnyng, John Mclauchlan of Auchintroig, Duncan Buchannan of Harperstoun, John Forrester of Pardovan, David Forrester of Denovan, John Cuthill of Stoniewood, James Rankine of Balmilzear, Thomas Crauford of Mannelmilne, John Campbell, younger of Dowan, Robert Forrest of Bankhead, Robert Hay of Candee, Archbald Naper of Bankel [and] John Ross of Neuck [The Records of the Parliaments of Scotland to 1707, K.M. Brown et al eds (St Andrews, 2007-2011), 1696/9/53. Date accessed: 8 March 2011].

- On 16 July 1697, Marione Kincaid, **only lawful daughter of "the late" James Kincaid of that ilk**, with consent of her spouse, John Boyd of Trochrig, **and John Kincaid "now of that ilk," her brother-german**, granted a settlement to **James Kincaid of Auchenreoch** of a bond of Provision granted by her father in her favour for 5000 merks Scots payable by 23 July 1696 [Kincaid of Auchenreoch papers, no. 11].
- **Discussion:** It is clear that James Kincaid of that Ilk, son of James Kincaid of that Ilk and Jean Somerville, succeeded his father by 4 March 1663 and was deceased by 16 July 1697. Sometime between 1674 and 1682 he married Marion Boyd of Trochrig. The Boyd's of Trochrig are key to understanding the succession here. The following records to the Boyd's of Trochrig for this period.
 - On 22 February 1660, a contract of wadset, containing a precept of sasine, of the lands of Clauchantoun, etc., Parish of Kirkoswald in Carrick, Sherifffdom of Ayr, was made between John, Earl of Cassillis, and **John Boyd of Trochreg with Anna Whytfuird, his spouse**, and Adam Boyd, his son, under reversion for 3,000 merks Scots and containing precept of sasine [National Archives of Scotland, Edinburgh, UK. GD25/6/1]. On 3 March 1660, an instrument of sasine was issued by John, Earl of Cassillis, in favour of John Boyd of Trochreg, Anna Whytfuird, his spouse, and Adam Boyd, his son, following on this contract of wadset [National Archives of Scotland, Edinburgh, UK. GD25/6/9]. On 12 August 1670, Letters of Renunciation, containing procuratory of resignation, were issued by John Boyd of Trochreg to John, Earl of Cassillis, following on the contract of wadset in GD25/6/1 and sasine in GD25/6/9 [National Archives of Scotland, Edinburgh, UK. GD25/6/146b].
 - On 22 April 1663, a Contract of Wadset, containing precept of sasine, of the lands of Chanter, etc., Parish of Kirkoswald, barony of Turnberrie in Carrick, Sherifffdom of Ayr, was made between John, Earl of Cassillis, and **John Boyd of Trochreg, Anna Whytfuird, his spouse, and Marion and Agnes Boyd, his daughters**, under reversion for 2,000 merks Scots [National Archives of Scotland, Edinburgh, UK. GD25/6/39b]. An instrument of sasine followed on 23 May 1663 [National Archives of Scotland, Edinburgh, UK. GD25/6/40d]. On 12 November 1670, Letters of Renunciation, containing procuratory of resignation, were granted by John Boyd of Trochreg to

John, Earl of Cassillis, following on the contract of wadset in GD25/6/39b and the sasine in GD25/6/40d [National Archives of Scotland, Edinburgh, UK. GD25/6/148a].

- **John Boyd of Trochraig** had his testamentary registered in the Glasgow Commissary Court on 11 February 1696. According to this he died in March 1682. His Will dated 11 March 1682 appointed his eldest **son Robert Boyd**, feurar of Trochraig, his only executor, and persons noted included his **sister Margaret Boyd**, his son-in-law, Mr. George Hamilton of Cairnes, and his **daughter Agnes Boyd**, spouse of Mr. James Stevensone, apothecarie and chirurgion in Air.
 - **Discussion:** George Hamilton of Cairns was a minister at St. Giles. The following is a brief biography:
George Hamilton of Cairns, born 1635, eldest son of George H., min. of Pittenweem; M.A. (St Andrews, 13th May 1653); ord. to Newburn 10th Feb. 1659; deprived 1662; restored 1690; returned to Newburn 1692; trans. to St Leonard's, St Andrews, 26th Feb. 1696; Principal of St Leonard's College; trans. and adm. after 27th Jan. 1697; Moderator of Assembly 20th Jan. 1699; dem. 18th Jan. 1710; died 26th May 1712. He marr. (1) Margaret, daugh. of John Boyd of Trochrig, and had issue-Margaret (marr. Robert Clelland, min. of Kilrenny); Sophia (marr. Thomas Spence, writer, Edinburgh) (2) Elizabeth (died 2nd Oct. 1708), sister of Dr John Hay of Cousland [Scott, Reverend Hugh. Fasti ecclesiae Scoticae: the succession of ministers in the Church of Scotland. 1914. Vol. 1: Synods of Lothian and Tweeddale].
- On 19 May 1683, an Assignment was made by John Kennedy of Kirkmichuell to **John Boyd, eldest son of Robert Boyd of Trochrig**, of bond, dated 1 and 2 April 1681, by John, lord Bargany, to said John Kennedy, for 1,000 merks scots [National Archives of Scotland, Edinburgh, UK. GD109/1965]. On 20 May 1689, **John Boyd, eldest son of laird of Trochreg**, issued a receipt to lord Bargany, for £30 scots as annualrent due on bond, assigned to said John Boyd by deceased John Kennedy of Kirkmichael [National Archives of Scotland, Edinburgh, UK. GD109/2081]. On 8 May 1690, the 1681 bond was discharged by John Boyd, eldest son of Robert Boyd of Trochrig, with consent of said Robert [National Archives of Scotland, Edinburgh, UK. GD109/2103].
- On 28 June 1687, **Robert Boyd of Trochreg** granted a discharge to John, lord Bargany, of £120 scots as annualrent due on 3,000 merks [National Archives of Scotland, Edinburgh, UK. GD109/2042]. On 7 November 1692, John, lord Bargany, issued a bond to **Robert Boyd of Trochreg** for 1,000 merks scots [National Archives of Scotland, Edinburgh, UK. GD109/2177].
- On 7 November 1693, Sir Archibald Muire of Thorntoune, Mr. James Hunter of Murrays, and James Clelland, merchant in Edinburgh, granted an Extract Factory in favour of **John Boyd, younger of Trochrig**, to manage the lands of Penkill and Ballochoull [National Archives of Scotland, Edinburgh, UK. GD109/603]. On 27 September 1698, both **Robert Boyd of Trochreg and John Boyd, younger of Trochreg**, served on as assize settling the march between the lands of Knockbain pertaining to the said Hugh Cathcart of Carletoun, and the lands of Myllanderdaill pertaining to the said James Fergusson of Craig [National Archives of Scotland, Edinburgh, UK. GD117/160].
- On 16 July 1697, **Marione Kincaid, only lawful daughter of "the late" James Kincaid of that Ilk, with consent of her spouse, John Boyd of Trochrig, and John Kincaid "now of that Ilk," her brother-german**, granted a settlement to **James Kincaid of Auchenreoch** of a bond of Provision granted by her father in her favour for 5000 merks Scots payable by 23 July 1696 [Kincaid of Auchenreoch papers, no. 11].
- Sasine, dated 3rd April 1703, to **John Kincaid, lawful son and heir of the deceased James Kincaid of that Ilk**, being of lawful age, proceeding on P.C.C. (Precept of Clare Constat) by Mr. William Livingston of Kilsyth, Superior of the lands, dated at Kilsyth, 2 April 1703, in the lands of **Kincaid, extending to a five pound land, comprehending Great and Little Kincaid**, in the Parish of Campsie, shire of Stirling [National Archives of Scotland, Edinburgh, UK. R S59/11: The Particular Register of Sasines, etc. for the Shires of Stirling and Clackmannan and Stewartry of Monteith: Second Series, vol. XI, ff. 197r - 198r, registered 22 April 1703. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].

- On 26 July 1709, **Robert Boyd, was served Heir General to his father John Boyd, junior of Trochrig** [Decennial Indexes to the Services of Heirs in Scotland, Vol. 1: 1700-1749, no. 12, registered 26 July 1709].
- On 17 November 1702, **Agnes Boyd, daughter of John Boyd of Trochrig**, was served Heir Portioner Special to her **uncle John Whytefoord of Blairquhan**, who died in February 1701, in Vulimains of Ochiltree, Ayrshire, in security of 1000 merks [Decennial Indexes to the Services of Heirs in Scotland, Vol. 1: 1700-1749, no. 6, registered 14 January 1703].
- On 17 November 1702, **Isobel Boyd, daughter of John Boyd of Trochrig**, was served Heir Portioner Special to her **uncle John Whytefoord of Blairquhan**, who died in February 1701, in Vulimains, Ayrshire, in security of 1000 merks [Decennial Indexes to the Services of Heirs in Scotland, Vol. 1: 1700-1749, no. 6, registered 14 January 1703].
- On 17 November 1702, **Janet Boyd, daughter of John Boyd of Trochrig**, was served Heir Portioner Special to her **uncle John Whytefoord of Blairquhan**, who died in February 1701, in Vulimains, Ayrshire, in security of 1000 merks [Decennial Indexes to the Services of Heirs in Scotland, Vol. 1: 1700-1749, no. 6, registered 14 January 1703].
- On 17 November 1702, **John Kincaid of Kincaid was served Heir Portioner Special to his grand uncle John Whitefoord of Blairquhan**, who died in February 1701, in Vulimains, Ayrshire, in security of 1000 merks [Decennial Indexes to the Services of Heirs in Scotland, Vol. 1: 1700-1749, no. 6, registered 14 January 1703].
- **Discussion:** Clearly, James Kincaid of that Ilk married Marion Boyd, second lawful daughter of John Boyd of Trochrig and Anna Whytefoord, brother of John Whytefoord of Blairquhan. It is no coincidence that their marriage contract was registered on 11 March 1682; the very date that Marion's father wrote his Last Will and Testament.

(Children - by Marion Boyd)

i. Marion Kincaid.

- On 16 July 1697, **Marione Kincaid, only lawful daughter of "the late" James Kincaid of that Ilk, with consent of her spouse, John Boyd of Trochrig, and John Kincaid "now of that Ilk," her brother-german**, granted a settlement to **James Kincaid of Auchenreoch** of a bond of Provision granted by her father in her favour for 5000 merks Scots payable by 23 July 1696 [Kincaid of Auchenreoch papers, no. 11].

ii. **John Kincaid of that Ilk** (to follow)

(Children - mother uncertain)

iii. **Alexander Kincaid** (bef 1686 - aft 27 May 1700).

- 27 May 1700 {written on back of petition} [Petition of the heritors of Stirlingshire] To his grace his majesty's high commissioner and the right honourable the estates of parliament, the representation of the heritors of Stirlingshire. Humbly shows, That whereas by the general calamity in all places of the kingdom through the unusual scarcity by very bad crops, and the sensible decay of trade both at home and abroad, many are reduced to extreme poverty, the woeful instances of which are too evidently seen amongst us by the great multitudes of our poor people, whom, notwithstanding the several laudable acts to that purpose, we can neither make in any way subsist nor yet repress their daily increasing numbers. And seeing nothing can more effectually contribute to preventing the nation's sinking under its present miseries and burdens than encouraging manufactories at home and laying down methods for improving our foreign trade to the best advantage, that so the wealth of the nation may increase and the multitude of poor people may be employed profitably, both which ends we humbly conceive can be most successfully obtained in vigorously maintaining and effectually supporting the Company Trading to Africa and the Indies, and their rightful and lawful settlement in Caledonia, the doing of which, the honour of this nation, which seems to be attacked and so much encroached upon by the repeated discouragements and obstructions that company has met with, does so loudly call for, and the interest of this nation, which can be most readily promoted by the advantages arising from such a foreign settlement, does so pressingly require. May it therefore please your grace and the right honourable the estates of parliament to take the premises into your serious consideration and to find out effectual methods for encouraging manufactories at home and promoting trade abroad, and in a special manner for vigorously supporting the Company Trading to Africa and the Indies and their colony settled in Caledonia, that so the honour and independence of this nation may be clearly vindicated and asserted, and the interest of the whole kingdom in that

company may be fully secured and provided for; and that the poor may be profitably employed, which we hope will put an end to the calamities and burdens which we have hitherto undergone, and which will probably increase if speedy and effectual remedies be not applied. John Wilson of Lochend; A. Napier of Bankell; William Buchanan of Auchmar, younger; W. MacLauchlan of Auchentroig; J. Buchanan of Spittal younger; J. Graham, younger, of Meiklewood; W. Buchanan of Balfunning; [...] Buchanan of Arnprior; A. Reidie, portioner of Carbeth; A. Buchanan of Drumakill; J. Harvey of Blackhouse; D. Buchanan of Harperstone; Mr John Wingat of Chartershall; R. Gourlay of Kipdarach; John Buchanan of Carbeth; D. Graham of Meiklewood; George Buchanan of Ballachruin; G. Stirling of S[...] {illegible}; M. Buchanan of Cremanan; John Callander of Craigforth; John Graham of Killearn; John Graham, younger, of Killearn; Alexander Nairn of Greenyards; Robert Murray of Livilands; George Buchanan of Garcabir; John Murray of Touchadam; Edward Buchanan of Spittal; J. Paterson of Bannockburn; M. James Craig of Dalnair; John Glass of Sauchie; A. Rowan of Boquhapple; John Wordie of Torbrex; William Craig, younger, of Dalnair; John Wordie of Whitehill; Robert Rollo of Powhouse; Adam Campbell of Gargunnoch; James Shaw of Dalquhairn; W. Leckie of Deschers; Hind. Hunter of Kirkton; John Wordie of Cambusbarron; Hugh Forsyth of Garvell; Alexander Leckie of Ardnmore; J. Rankine of Bamulyear; William Buchanan of Ballat; John Cuthill of Stoneywood; Andrew Buchanan of Ballochneck; W. Bruce of Stenhouse; Walter Leckie of Mye; Michael Livingstone of Bantaskin; J. Buchanan of Craigtoun; John Burn of Larbert; Alexander Brown of Bromage; Patrick Buchanan of Wester Ballat; William Dundas of Airth; G. Stirling of Herbertshire; John Cunningham of Ballindalloch; James Graham of Buchlyvie; Charles Row of Inverallan; William Stirling of Herbertshire, younger; John Cunningham of Caddell; James Edmonstone of Broich, younger; Thomas Nicolson; David Forrester of Bankhead; W. Livingstone of Kilsyth; J. Buchanan of Carbeth, younger; **J. Kincaid of that ilk**; James Cornwall of Banton; **James Kincaid of Auchinreoch**; Alexander Luke, bailie; Patrick Bell of Auchtermoney; M. Stirling of Craigbarnet; **Alexander Kincaid, brother to the laird of Kincaid**; James Stark of Drumstemy; M. Stirling of Glorat; Hugh MacFarland. Read in Parliament [The Records of the Parliaments of Scotland to 1707, K.M. Brown et al eds (St Andrews, 2007-2011), A1700/5/6. Date accessed: 8 March 2011 & The Acts of the Parliaments of Scotland. Printed by Command of His Majesty King George The Fourth, in Pursuance of an Address of The House of Commons of Great Britain, 1823. Vol. X (A.D. M.DC.XCVI.--A.D. M.DCC.I.) : appendix: p. 38-39].

(Children - illegitimate)

i. Jonet Kincaid.

- Jonet, daughter of **James Kincaid of that Ilk** begotten in fornication with **Jonet Coming**, was baptized in Campsie Parish, Stirling on 29 March 1663. The witnesses were Robert _____ & Findlay Lapsley.

John Kincaid of that Ilk [aft 4th December 1674 - November 1737; Laird from c1697].

- The 1694 Hearth Tax returns for Campsie Parish has the Laird of Kincaid being taxed for 6 hearths.
- On 16 July 1697, **John Kincaid "now of that Ilk," as brother-german to Marione Kincaid, only lawful daughter of "the late" James Kincaid of that Ilk, gave consent with Marione's spouse, John Boyd of Trochrig**, to a settlement given to **James Kincaid of Auchenreoch** of a bond of Provision granted by her father in her favour for 5000 merks Scots payable by 23 July 1696 [Kincaid of Auchenreoch papers, no. 11].
- 27 May 1700 {written on back of petition} [Petition of the heritors of Stirlingshire] To his grace his majesty's high commissioner and the right honourable the estates of parliament, the representation of the heritors of Stirlingshire. Humbly shows, That whereas by the general calamity in all places of the kingdom through the unusual scarcity by very bad crops, and the sensible decay of trade both at home and abroad, many are reduced to extreme poverty, the woeful instances of which are too evidently seen amongst us by the great multitudes of our poor people, whom, notwithstanding the several laudable acts to that purpose, we can neither make in any way subsist nor yet repress their daily increasing numbers. And seeing nothing can more effectually contribute to preventing the nation's sinking under its present miseries and burdens than encouraging manufactories at home and laying down methods for improving our foreign trade to the best advantage, that so the wealth of the nation may increase and the multitude of poor people may be employed profitably, both which ends we humbly conceive can be most successfully obtained in vigorously maintaining and effectually supporting the Company Trading to Africa and the Indies, and their rightful and lawful settlement in Caledonia, the doing of which, the honour of this nation, which seems to be attacked and

so much encroached upon by the repeated discouragements and obstructions that company has met with, does so loudly call for, and the interest of this nation, which can be most readily promoted by the advantages arising from such a foreign settlement, does so pressingly require. May it therefore please your grace and the right honourable the estates of parliament to take the premises into your serious consideration and to find out effectual methods for encouraging manufactories at home and promoting trade abroad, and in a special manner for vigorously supporting the Company Trading to Africa and the Indies and their colony settled in Caledonia, that so the honour and independence of this nation may be clearly vindicated and asserted, and the interest of the whole kingdom in that company may be fully secured and provided for; and that the poor may be profitably employed, which we hope will put an end to the calamities and burdens which we have hitherto undergone, and which will probably increase if speedy and effectual remedies be not applied. John Wilson of Lochend; A. Napier of Bankell; William Buchanan of Auchmar, younger; W. MacLauchlan of Auchentroig; J. Buchanan of Spittal younger; J. Graham, younger, of Meiklewood; W. Buchanan of Balfunning; [...] Buchanan of Arnprior; A. Reidie, portioner of Carbeth; A. Buchanan of Drumakill; J. Harvey of Blackhouse; D. Buchanan of Harperstone; Mr John Wingat of Chartershall; R. Gourlay of Kipdarach; John Buchanan of Carbeth; D. Graham of Meiklewood; George Buchanan of Ballachruin; G. Stirling of S[...] {illegible}; M. Buchanan of Cremanan; John Callander of Craigforth; John Graham of Killearn; John Graham, younger, of Killearn; Alexander Nairn of Greenyards; Robert Murray of Livilands; George Buchanan of Garcabir; John Murray of Touchadam; Edward Buchanan of Spittal; J. Paterson of Bannockburn; M. James Craig of Dalnair; John Glass of Sauchie; A. Rowan of Boquhapple; John Wordie of Torbrex; William Craig, younger, of Dalnair; John Wordie of Whitehill; Robert Rollo of Powhouse; Adam Campbell of Gargunnock; James Shaw of Dalquhairn; W. Leckie of Deschers; Hind. Hunter of Kirkton; John Wordie of Cambusbarron; Hugh Forsyth of Garvell; Alexander Leckie of Ardnmore; J. Rankine of Bamulyear; William Buchanan of Ballat; John Cuthill of Stoneywood; Andrew Buchanan of Ballochneck; W. Bruce of Stenhouse; Walter Leckie of Mye; Michael Livingstone of Bantaskin; J. Buchanan of Craigtoun; John Burn of Larbert; Alexander Brown of Bromage; Patrick Buchanan of Wester Ballat; William Dundas of Airth; G. Stirling of Herbertshire; John Cunningham of Ballindalloch; James Graham of Buchlyvie; Charles Row of Inverallan; William Stirling of Herbertshire, younger; John Cunningham of Caddell; James Edmonstone of Broich, younger; Thomas Nicolson; David Forrester of Bankhead; W. Livingstone of Kilsyth; J. Buchanan of Carbeth, younger; **J. Kincaid of that ilk**; James Cornwall of Banton; **James Kincaid of Auchinreoch**; Alexander Luke, bailie; Patrick Bell of Auchtermoney; M. Stirling of Craigharnet; **Alexander Kincaid, brother to the laird of Kincaid**; James Stark of Drumstemy; M. Stirling of Glorat; Hugh MacFarland. Read in Parliament [The Records of the Parliaments of Scotland to 1707, K.M. Brown et al eds (St Andrews, 2007-2011), A1700/5/6. Date accessed: 8 March 2011 & The Acts of the Parliaments of Scotland. Printed by Command of His Majesty King George The Fourth, in Pursuance of an Address of The House of Commons of Great Britain, 1823. Vol. X (A.D. M.DC.XCVI.--A.D. M.DCC.I.) : appendix: p. 38-39].

- Sasine, dated 3rd April 1703, to **John Kincaid, lawful son and heir of the deceased James Kincaid of that ilk**, being of lawful age, proceeding on P.C.C. (Precept of Clare Constat) by Mr. William Livingston of Kilsyth, Superior of the lands, dated at Kilsyth, 2 April 1703, in the lands of **Kincaid, extending to a five pound land, comprehending Great and Little Kincaid**, in the Parish of Campsie, shire of Stirling [National Archives of Scotland, Edinburgh, UK. R S59/11: The Particular Register of Sasines, etc. for the Shires of Stirling and Clackmannan and Stewartry of Monteith: Second Series, vol. XI, ff. 197r - 198r, registered 22 April 1703. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].
- Sasine 12th June 1703 to Susan Boyd, relict of deceased Thomas Boyd, Lieutenant in the Earl of Essex Regiment of Dragoons in the Kingdom of England, on Heritable Bond, 7th June 1703, granted by **John Kincaid of that ilk** in security for 1,130 merks Scots, borrowed from her, **in the lands of Kinkell**, possessed by John Gilchrist, the present tenant, being a ploughgang of land in the parish of Campsie, shire of Stirling, a part of said John's land of Kincaid [National Archives of Scotland, Edinburgh, UK. RS59/11: Particular Register of Sasines, etc. for the Shires of Stirling and Clackmannan and Stewartry of Monteith: Second Series, vol. XI, ff. 233v - 234r, registered 9 July 1703. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].
- Discharge, dated at Kirkintilloch, 16 February 1708, by Susanna Boyd, relict of Thomas Boyd, deceased, one of the Lieutenants of the Earl of Essex Horse, to **John Kincaid of that ilk**, of heritable Bond, dated 7 June 1703 for 2130 merks Scots, containing Procuratory of Resignation and

Precept of Sasine, whereby she was infetted in the ploughgang of land called Kinkell on 12 June 1703 (registered P.R.S, Stirling, 9 July 1703), John Kincaid of that Ilk having repaid the sum, she renounces the said lands [National Archives of Scotland, Edinburgh, UK. RS59/12: Particular Register of Sasines, etc. for the Shires of Stirling and Clackmannan and Stewartry of Monteith: Second Series, vol. XII (1), f. 290r, registered 3 March 1708. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].

- {1704} Febr 27. **James Kincaid** of Auchinreoch & **Margaret Kincaid** his spouse had their child Bapt called Agnas. Witness **John Kincaid of yt ilk** and Mr Thomas Day skool mr at Kilsyth {p. 142} [GROS, O.P.R. Births, Campsie Parish, Stirling County. Agnas Kincaid, 27 February 1704, 475/1, LDS film no. 1041973].
- {1706} Februarie 3. **James Kincaid** of Auchinreoch and **Margrat Kincaid** his spouse had yr child Bapt: called **Thomas**. Witnesses **John Kincaid of that ilk** & Patrick Bell of Antermomy {p. 147} [GROS, O.P.R. Births, Campsie Parish, Stirling County. Thomas Kincaid, 3 February 1706, 475/1, LDS film no. 1041973].
- Sasine, 27th May 1707, to Mr. Alexander Montgomery of Kirktonholme, on Letter of Alienation and Wadset, dated at Kilsyth, 21 May 1707, by **John Kincaid of that Ilk**, in favour of said Mr. A.M., his heirs and assignees of his **lands of Kincaid, a five pound land, comprehending Meikle and Little Kincaid**, in parish of Campsie, shire of Stirling, redeemably and under reversion, in security for 6,000 merks Scots. **John Kincaid of Saltcoats** witnessed the letters of Alienation [National Archives of Scotland, Edinburgh, UK. RS59/12: Particular Register of Sasines, etc. for the Shires of Stirling and Clackmannan and Stewartry of Monteith: Second Series, vol. XII (1), ff. 213-214, registered 29 May 1707. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].
 - Renunciation and Discharge, 15 May 1708, by Mr. Alexander Montgomery of Kirktonholme to **John Kincaid of that Ilk** of Heritable Bond and Wadset, dated 24 May 1707, of 6000 merks Scots, secured on lands of Kincaid parish of Campsie, shire of Stirling. A. M. was infet 27 May 1707 and John Kincaid has repaid said sum [National Archives of Scotland, Edinburgh, UK. RS59/12: Particular Register of Sasines, etc. for the Shires of Stirling and Clackmannan and Stewartry of Monteith: Second Series, vol. XII (2), ff. 325v - 326v, registered 1 June 1708. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].
- Sasine, 2 March 1708, to **John Kincaid of that Ilk**, in Feu Charter by William, Viscount of Kilsyth, --day --month, 1708, to said John Kincaid and his heirs male lawfully to be procreated, failing whom heirs of tailzie nominated by him, his other heirs or assignees and successors, of the **lands of Kincaid, comprehending Little and Meikle Kincaid** in parish of Campsie and Shire of Stirling, to be held of said Viscount, his heirs and successors in feu ferm and heritably for yearly payment of 10 merks Scots. **John Kincaid of Saltcoats** witnessed the Sasine [National Archives of Scotland, Edinburgh, UK. RS59/12: Particular Register of Sasines, etc. for the Shires of Stirling and Clackmannan and Stewartry of Monteith: Second Series, vol. XII (1), f. 290v., registered 3 March 1708. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].
- Sasine, 2 March 1708, to **Agnes Nisbett**, spouse of **John Kincaid of that Ilk**, on contract Matrimonial, dated 14 February 1708, between said John and Agnes, in his **lands of Meikle and Little Kincaid**, in security for her life rent of 900 merks furth of said lands. **John Kincaid of Saltcoates** witnessed both the contract and the sasine [National Archives of Scotland, Edinburgh, UK. RS59/12: Particular Register of Sasines, etc. for the Shires of Stirling and Clackmannan and Stewartry of Monteith: Second Series, vol. XII (1), ff. 290v - 291, registered 3 March 1708. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].
 - **Discussion:** John Kincaid of Saltcoates - baptized 13 September 1664 - was the son of John Kincaid of Heuch and Elizabeth Kincaid who were married in Falkirk Parish on 29 August 1663. If he was witnessing as the nearest male heir - which was a common practice then when relating to alienation of lands - Elizabeth Kincaid would have been a daughter of James Kincaid of that Ilk and Jean Somerville.

- On 4 June 1715, an instrument of sasine was issued by **John Kincaid of Kincaid** to John Govan, minister at Campsie, of the £5 land of Kincaid called Kinkell following on a heritable bond for 2000 merks [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/18/1].
- Charter of Resignation in favor of Henry Cunningham of Boquhan, dated 12 February 1718, of the lands of Kincaid, 5 librates, comprehending the lands of Meikle and Little Kincaid and Kinkell, which lands formerly pertained heritably to **John Kincaid of that Ilk** in property, held of William late Viscount of Kilsyth, and now the King through forfeiture of the said Viscount, because he was in the late rebellion and attainted, surrendered by said John Kincaid by Procuratory of Resignation contained in Disposition, dated 10 December last, in favor of Henry Cunningham, of Boquhan [National Archives of Scotland, Edinburgh, UK. C2/88: Great Seal Register (Registrum Magni Sigilli). vol. 88, f. 33, registered 14 March 1718. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].
- Sasine, dated 3 April 1718 to Henry Cunningham of Boquhan, his heirs and assignees heritably and irredeemably in the lands of Kincaid, which lands formerly pertained to **John Kincaid of that Ilk**, held by him of William, late Viscount of Kilsyth, and now of the King, through forfeiture of the said Viscount, because he was in the late rebellion and were resigned by Disposition in favor of said Henry Cunningham on 10th day of December last; on Charter of Resignation, under the Great Seal, dated 12 February 1718, registered 14 March 1718, vol 88. f. 33 [National Archives of Scotland, Edinburgh, UK. RS3/112, General Register of Sasines, Reversions, etc.: Third Series. vol. CXII, f. 166, registered 9 April 1718. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].
- Sasine dated 3rd April 1718 to **John Kincaid of that Ilk**, on Disposition, dated 11 Dec. 1717, by Henry Cunningham of Boquhan in the lands of Kincaid, comprehending the lands of Meikle and Little Kincaid and Kinkell, parish of Campsie, shire of Stirling [National Archives of Scotland, Edinburgh, UK. RS3/112, General Register of Sasines, Reversions, etc.: Third Series. vol. CXII, f. 186, registered 30 April 1718. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].
- **John Kincaid of that Ilk**, 8 years feu duty of the lands of Kincaid at £16.13s.4d. yearly, £53.6.8. from Candlemas 1710 to ditto 1718, the Laird of Balquhan having taken a Charter of the lands holden of the Crown [Forfeited Estate Papers, 1715 Rebellion, Factors Accounts, 1718. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].
- 1719, **John Kincaid of that Ilk**, feu duty, £6.13s.4d [Forfeited Estate Papers, 1715 Rebellion, Kilsyth Rentals, 1719, no. 191. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated May 1960].
- On 12 September 1726, an instrument of sasine was granted by **John Kincaid of Kincaid** to William Anderson, professor of Ecclesiastic History at Glasgow University, of an annual rent of 500 merks on the lands of Meikle and Little Kincaid and Kinkell, on a heritable bond [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/18/2].
- On 12 September 1728, an instrument of sasine was given by **John Kincaid of Kincaid** to John Govan, minister of Campsie of an annual rent on a principal of 2000 merks, on lands of Maynes Milltown and Temple of Kincaid [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/18/3].
- On 11 January 1731 an instrument of sasine was given by **John Kincaid of Kincaid** to William Anderson of various annual rents on property in Kincaid [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/18/5].
- On 7 March and 21 May 1731 a precept of clare constat was given by **John Kincaid of Kincaid** to enfeoff Ann Govan and Robert Milne, engraver in Edinburgh (nearest heirs of John Govan), in an annual rent of £160 Scots on the lands of Kinkell [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/18/6].
- On 10 September 1733, **Isobel Boyd, daughter of John Boyd of Trochrig**, was served Heir Portioner General to **her sister Janet Boyd** [Decennial Indexes to the Services of Heirs in Scotland, Vol. 1: 1700-1749, no. 17, registered 25 September 1733].
- On 10 September 1733, **John Kincaid of Kincaid**, was served Heir Portioner General to **his aunt Janet Boyd, daughter of John Boyd of Trochrig** [Decennial Indexes to the Services of Heirs in Scotland, Vol. 1: 1700-1749, no. 17, registered 25 September 1733].

- The Testament Dative and Inventar of the Goods Gear Debts and Sums of money and others that pertained and belonged and were indebted and owing to the Deceast **John Kincaid of that Ilk** the time of his Death who **Deceased in the month of November 1737** Years Faithfully made and Given up by **James Kincaid of that Ilk son lawfull** and Exe[cut]or Dative qua nearest in Kin Decerned to the said Defunct before the Commissar of Hamiltoun and Campsie Upon the twenty sixth day of November 1737 Years as ane Decreet Dative pronounced thereanent by William Weir prin[cipall] Commissar of said Commisariot bears.

Inventar

There pertained and belonged to the said Defunct the time forsd of his Death the Goods Gear household pleneshing and others aftermentioned estimated and valued to the prices after specified Vizt. Impr[imi]s one dozen broath Trenchers at six pound Scots Item one dozen plain pewther trenchers and Mustard dish at five pound Scots Item eight pewther plates and ashets at ten pound Scots Item two pots and ane old Kettle at four pound ten Shillings Scots Item two tubs Dishes and Laddles at one pound sixteen shill[ings] Scots Item ane old Copper kettle broken lugged and two Water Stoups at twenty four pound Scots Item a mashing and hot wort fat {i.e. a tub} and four small Barrells to three pound twelve shilling Scots Item a beef stand churn and batt at three pound Scots Item four tables at twenty four pound Scots Item twenty five plain framed Chairs and one armed chair with stools and two old Kitchen chairs at thirty pound Scots Item two stand beds and ane old Kitchen and Stable bed a Box bed and hangings of the stand bed being old at thirty pound Scots Item a Clock at thirty six pound Scots Item thirty pair of blankets two Coverings and three Chaff beds at sixty pound Scots Item six pair Linnen Sheets five pair Drawing and four pair Coarse sheets severalls whereof old at thirty eight pound Scots Item eighteen cod Slips severall of them old at five pound Scots Item three feather beds Eight feather Cods and four Bolsters at thirty six pounds Scots Item four Candlestick and snuffers at two pound eight Shilling Scots Item a Candle mold at twelve shilling Scots Item a Kitchen fire chamber Chimneys three pair of tongs shovel poker & raves at twenty one pound Scots. Item a Looking Glass at seven pound Scots Item a Chest fir drawers at twelve pound Scots Item two Chamber boxes and pan at three pound Scots Item five old Chests at fifteen pound Scots Item one doz[en] of Spoons Divideing Spoon a Jug Drum jug and two old salts weighing about thirty six oz: all of silver at one hundred pound Scots Item one half doz[en] of plain Linnen Shirts at twelve pound Scots Item three old Swords two old broad Swords a pair old pistols ane old Gun at twelve pound Scots Item ane old saddle three old Bridles ane old Leather hoorses Holsters old bags and Whips at four pound Scots Item two old pewther Flaggons at three pound Scots Item three Bibl[es] a cover and some old Books at sixteen pound Scots Item two presses and an old Ambry at thirteen pound Scots Item four dozen and ane half Napry six Coarse and fine table Cloths at fourty eight pound Scots Item two plank {unreadable} plain tree at one pound four shilling Scots Item eight dozen of Bottles at five pound Scots Item two old Sclate ladders at six shillings Scots Item a punch boull three Lyme Trenchers and a Drinking Glass at one pound ten shillings Scots Item two old Carrs and old pleugh and Graith two drawing Chairs and pertinents with two old Harrows at thirty pound Scots Item one Dozen and half knives and forks at three pounds Scots Item eight Bolls Corn four bolls bear 1 firloft pease and fodder estimate at ten Merks per Boll Inde eighty three pounds Scots Item a parcell of Hay at six pound Scots Item a Black and old Gray horse at Sixty pound Scots Item two Cows at twenty five pound four Shilling Scots Item ane old winnows ropes and materials about the Coal heugh at fifteen pound Scots Item ane old Sythe Hook Quarry Malle Corn fork Gavilock & pick Gray flaile and old shovell at six pound Scots Item seven hesps Linnen yearn a piece of harden weaving about eighteen ells and four pounds Coarse Wool at eight pound Scots. Item Fowls about the Defunct House at two pounds Scots Item one firloft Meal half a stone of Butter half a Stone of Cheese at three pound fifteen shillings. Item salt Beef at seven pound Item ane old Wheel Rimm windles and Blades at twelve shilling Scots Item ane old night gown a Vest Night crape and Abulziaments at four pound Scots Item ane old balk and weights &c at two pounds Scots Item two old Smoothing irons a Bannock iron Bake bread {a bakebrede or baikbreid was a kneading board} Checkered snuff miln Girdle Speet and Dropping pan at three pound Scots Item two old Sacks at two pound Scots.

Summa of ye Inventory Extends to Viii C/ Liiii Lib ix s[hillin]is x d Scots

Debts owing in

In the next place there was Indebted and owing to the sd Defunct the time of his Decease forsd by William Jamieson takman of the heugh of Kincaid the sum of three pound Scots money,

Summa of the Inve[n]ta[r] and Debts is Viii C/ Lvii lib ix s[hillin]is x d Scots

Confirmation Granted hereon with a protestation in Common form by Mr Wm Weir Commr & Robt Chapman Clk Deputy at Glasgow ye sixteenth day of December 1737 years.

Follows the Bond of Cautionry In presence of the above Commissar prin[cipall] compeared Hugh Crawford Wryter in Glasgow as Proc[urator] for the parties following and gave on the Bond underwritten to be Registered whereof the tenor follows. I James Kincaid of Auchenroich bind and oblige me my heirs and Successors as Cautioner Surety acted on the Court Books of the Commissar of Hamiltoun and Campsie for James Kincaid of that Ilk That the Goods Gear debts sums of money and moveable effects to be given up & confirmed by the sd James Kincaid as Exe[cut]or Dative qua nearest of Kin descerned to the Deceased John Kincaid of that Ilk his father before the sd Commissar shall be made furthcoming to all parties haveing Interest as accords of Law And I the said James Kincaid of that Ilk oblige me my heirs and Successors to warrand and Relieve my said Cautioner and his forsaide of the Cautionrie in the premisses and all danger and Expenses there anent Consenting to the Registration hereof in the Books of the sd Commisariot and o[the]rs Competent that letters of Horning on six days and others needfull in form as Effeirs and therefore Constitutes Hugh Crawford Wryter in Glasgow Pro[curato]rs &c in witness whereof these presents (written by John Muir of Elshaugh) and subscribed at Kincaid ye second day of December Jaj Viii C† and thirty seven years before these witnesses Mr William Oswald Wryter in Kirkintilloch and the forsd John Muir signed James Kincaid, Ja: Kincaid William Oswald witness John Muir witness.

[Testament dative and inventar of John Kincaid of that Ilk registered in the Hamiltoun and Campsie Commissary Court on 16 December 1737].

- **Discussion:** John Kincaid of that Ilk's assets were £857 9s. 10d. Scots. A pound Scots was pegged at 1/12 a pound Sterling. Thus, his assets amounted to £71 9s. 1 10/12d. Sterling. According to the currency converter at the National Archives of the United Kingdom (www.nationalarchives.gov.uk/currency), this amount in the year 1740 would be roughly equivalent to £6,166.14 Sterling in money of the year 2005. From the same currency converter site we learn that this would buy one 15 cows or 10 horses. His inventory does not record the debts owing by John Kincaid of that Ilk when he died in 1737. From the following later instruments were learn that in 1723 he borrowed 8000 merks from Mr. William Anderson and by 1730 there remained 2000 merks owing and in 1733 he proceeded against John Kincaid of that Ilk for debts remaining. Furthermore, starting in 1712 he had borrowed a total of 8000 merks from John Govan and this amount remained outstanding at his death. Thus, when John Kincaid of that Ilk died he owed upwards of 10000 merks. One merk equalled two thirds of a Scots pound. This 10000 merks amounted to about £555 11s. 1 1/3d. Sterling. According to the above noted currency converter this amount in the year 1740 would be roughly equivalent to £47,938.77 in money of the year 2005. John Kincaid of Kincaid was clearly insolvent.
- Sasine, dated 1st February 1754, to **James Kincaid of Auchenreoch** and **Robert Landes of Rabriston**, on Disposition and Assignment, dated 28th December 1753, by James Anderson, merchant in Glasgow, 2nd lawful son of deceased Mr. William Anderson, Professor of Ecclesiastical History, University of Glasgow, with consent of Isobel Anderson, his sister, only daughter of said Mr. William Anderson, in favour of **said James Kincaid and Robert Landes**, on the narration that **John Kincaid of that Ilk**, by Heritable Bond, dated 27th September, 1723, bound himself to pay to said Mr. William Anderson, his heirs and assignees, 8000 merks Scots, with annual rent to be uplifted from the **lands of Kincaid**, and the said Mr. William Anderson was infefted on 9th October 1723. The **said John Kincaid** granted a Heritable Bond of Corroboration, dated 7th September 1726, recorded books of Council and Session, 6th August 1730, there having been a new infeftment 20th September 1726. The **said John Kincaid**, by another heritable Bond, dated 22nd September, narrated that there remained the sum of 2000 merks Scots, and bound himself to pay the said sum to Mr. William Anderson. The whole sum had then been paid [National Archives of Scotland, Edinburgh, UK. RS59/20: Particular Register of Sasines, etc. for the Shires of Stirling and Clackmannan and Stewartry of Monteith: Second Series, vol. XX, f. 285, registered 26 March 1755. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 18 October 1960].

- Renunciation, dated at Auchenreoch, 10th December 1777, by John Buchanan of Carbeth and Robert Landes of Robroyston, on consideration that **deceased John Kincaid of that Ilk**, by Heritable Bond, dated 27th September 1723, recorded Books of Council and Session 26th August 1731, bound himself and his heirs to pay the deceased Mr. William Anderson, Professor of Ecclesiastical History in the University of Glasgow, his heirs or assignees the sum of 8000 merks Scots and Mr. William Anderson was infeft in the annual rent 1st October 1723 (recorded 9th October); that **said John Kincaid** by Heritable Bond of Corroboration, dated 7th September 1726 (registered Books of Council and Session 6th August 1730) confirmed the above; that **said John Kincaid**, by another Heritable Bond, dated 22nd September 1730, narrating the first two and that there remained 2000 merks Scots, which he obliged himself and his foresaids to pay; that said William Anderson on 14th July 1733 obtained Decreet and Sentence of Adjudication against **said deceased John Kincaid**, adjudging from him the whole lands of Kincaid in payment of the sums contained in the Bonds; that James Anderson, merchant in Glasgow, by Disposition dated 28th December 1754 disposed the lands in favour of **deceased James Kincaid of Auchenreoch and Robert Landes** and they were infeft by Sasine 1st February 1755 (Registered P.R.S. Stirling 26th March); that said **John Buchanan**, having obtained a Precept of Clare Constat from **John Kincaid, now of Kincaid, as heir of said deceased James Kincaid of Auchenreoch, his uncle**, dated 5th November 1777, was infeft in half of aforesaid lands of Kincaid; whereas when **said Robert Landes** and **said deceased James Kincaid** assigned the right to the aforesaid lands, further borrowings were made to pay said William Anderson, namely from Archibald Stirling of Keir, Esq., by Bond granted by **said Robert Landes** and **said deceased James Kincaid**, 6th December 1754, £300 Stg.; from Archibald Stevenson, Commissary Clerk of Glasgow, £300 Stg., by Bond granted by **deceased James Kincaid** and **said Robert Landes** and **John Kincaid of Kincaid**; from Dame Margaret Hamilton, widow of Sir Hugh Hamilton of Rosshall, Bond for £135 Stg., granted by **said deceased James Kincaid** and **said Robert Landes**; from James Renny, only lawful son of James Renny of Huntlaw, £150 Stg. by Bond 23rd February 1756, granted by **said deceased James Kincaid** and **said Robert Landes**: that **said John Kincaid** has paid the interest due by said Bonds, with a discharge thereof, but has also advanced and paid a sum to complete the sum owing to said William Anderson at said James Anderson's granting said Disposition and expenses. It is therefor reasonable to grant said Renunciation and Discharge to **Robert Landes** and **John Buchanan** discharging **said John Kincaid**, his heirs and successors of the annual rents and principal sums. The lands were redeemed by **John Kincaid** [National Archives of Scotland, Edinburgh, UK. RS3/352, General Register of Sasines, Reversions, etc.: Third Series. vol. CCCLIII, ff. 19-28, registered 12 December 1777. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- Renunciation, dated {blank}, by **Alexander Kincaid**, Esq., H.M. Printer and Stationer for Scotland, only son and heir served and retoured to **Alexander Kincaid**, Esq., H.M. Printer for Scotland, narrating that **John Kincaid of that Ilk and Agnes Nisbet, his spouse**, by Heritable Bond, 6th August 1712, obliged them jointly to have assigned to the now deceased John Govan, Minister at Campsie, his heirs and assignees 4000 merks Scots, and annual rent furth of the £5 land of Kincaid commonly called Kinkell, then possessed by John McGilchrist and other tenants, to be holden in manner mentioned in the Bond. The said John Govan was infeft in the annual rent by sasine, 4th June 1715 (registered P.R.S. Stirling 2nd July 1715) of £160, to be uplifted furth of that part of Kincaid commonly called Kinkell by virtue of Precept of Sasine underwritten. The said Bond containing Precept of Sasine was ratified by said **Agnes Nisbet**, 6th August 1712 (registered Books of Council and Session 24th January 1741). Also said **John Kincaid**, by his other heritable bond, 13th June 1716, bound himself to pay to said Mr. John Govan, his heirs and assignees, 2000 merks at Whitsunday 1717, and obliged himself to infeft Mr. John Govan in annual rent furth of the lands of Mains, Milntoun, and Temple of Kincaid (under reversion) (registered Books of Council and Session, 4th January 1741). The said Mr. John Govan was infeft by Instrument of Sasine 12th September 1728. The **said John Kincaid**, by another heritable bond, 27th May 1728, obliged himself to pay Mr. John Govan 2000 merks Scots on Whitsunday 1729 and to infeft Mr. John Govan in an annual rent furth of the lands of Mains, Milntown and Temple of Kincaid and Kinkell under reversion (Bond recorded Books of Council and Session 24 January 1741); said Mr. John Govan infeft 12th September 1720, recorded P.R.S. Stirling 31st October 1728. Robert Miln, eldest lawful son of Robert Milne in Edinburgh and Barbara Govan, sister of said Deceased Mr. John Govan, and Anna Govan, also his sister german and relict of Mr. Thomas Forrester, Principal of New College, St. Andrews, were served heirs portioner to said Mr. John Govan (Retours 4th August 1730), as also said Robert Milne and James Govan obtained from said **John Kincaid and James Kincaid, his eldest son**, a P.C.C. (7th March and 2nd May 1731) in favour of said Robert Milne and Anna Govan, in virtue of which said Robert Milne and Anna Govan were infeft in half of three annual rents, 22nd

May 1731 (recorded G.R.S. 23 June 1731). The now deceased Margaret Milne, widow of deceased John McLeod, writer in Edinburgh, and sister german of said deceased Robert Milne, had right as heir general served and retoured to said Robert Milne, her brother, (Retours in Chancery 13th March 1735) to one half and said Thomas Forrester of Denovan, as heir general to deceased Anna Govan, his grandmother (Retoured date blank), and moreover on 16th November 1736 said Thomas Forrester and said Margaret Milne obtained Decreet of Adjudication against said **John Kincaid of that Ilk** whereby the ground right and property of all that part of the £5 land of Kincaid called Kinkell, and the lands of Mains, Milntown, and Temple of Kincaid and Kinkell ----- with all lands, heritages &c. anyway pertaining to **said John Kincaid** wherever the same are lying within Scotland and all reversions &c which may be competent to **said John Kincaid**, pertain to said Thomas Forrester, Margaret Milne and their heirs and assignees in payment of their respective shares of sums principal and annual rents, resting owing, contained in the three Bonds above narrated. Also on said Decreet of Adjudication said Thomas Forrester and Margaret Milne raised Letters of Horning, 10th December 1737, and in virtue thereof Mrs. Helen Cunningham, only sister and heir of deceased Hary Cunningham of Boquhan, Superior of the lands, were adjudged to infeft said Thomas Forrester and Margaret Milne. Also said Thomas Forrester and Margaret Milne obtained from **said James Kincaid, then of that Ilk, son and heir of said John Kincaid**, a P.C.C., 24th December 1743 in their favour as heirs to said Anna Govan and Robert Milne in the three annual rents (recorded 5th June 1741). Also said Thomas Forrester, by Bond and Discharge, 25th July 1741 (recorded Books of Council and Session 1 December 1743) disposed in favour of said Margaret Milne, his half of the three principal sums and annual rent &c. Said Margaret was infeft 24th December 1743 (Sasine recorded Edinburgh, 5th January 1744) and by Disposition and Assignation, 20th November 1745, disposed Thomas Forrester's half in favour of William Seller, writer in Edinburgh, and, by another Disposition, 20th November 1745, her own half in favour of said William Seller (recorded Sheriff Court Books of Edinburgh, 7th February 1746); and said William Seller and said Thomas Forrester of Denovan, by Disposition, Assignation and Translation, 8th December 1747, disposed in favour of Mr. John Thorburn of Smithtratone, Minister of the Gospel, the three several annual rents due by the three heritable bonds granted to Mr. John Govan, under reversion, and said Mr. John Thorburn was infeft 19th May 1748 (recorded P.R.S. 2nd June 1748) ratified to said Mr. John Thorburn by **said James Kincaid of that Ilk**, 11th December 1747, said Mr. John Thorburn having made payment to said William Seller 8000 merks, which was the principal sum due by **deceased John Kincaid of that Ilk** by the three heritable bonds. Confirmation by said **John Kincaid** and promise to pay Mr. John Thorburn the said principal sum of 8000 merks. The said Mr. John Thorburn disposed in favour of James Stevenson Rogers of Daldilling, Advocate, his heirs and assignees, the three annual rents granted to Mr. John Govan and his several sasines thereon. Said John Stevenson Rogers, by his Disposition and assignation, 20th August 1766, disposed to said **deceased Alexander Kincaid, father of above named Alexander**, the three annual rents to be uplifted from the lands of Mains, Milntown and Temple of Kincaid and Kinkell and disposed also the three principal sums. The said **deceased Alexander Kincaid** was infeft, to whom, said Alexander, his son, was served heir 5th August last and was infeft in the three annual rents. Now, seeing **John Kincaid, now of Kincaid, only son in life and lawful heir of said deceased John Kincaid**, has made payment of the principal sum of 8000 merks and interest, **Alexander Kincaid** asks receipt and discharges said **John Kincaid, now of Kincaid**, of the debt of the annual rents furth of that part of Kincaid called Kinkell and lands of Mains, Milntown and Temple of Kincaid and Kinkell. Written by **George Kincaid, son of said John Kincaid, now of Kincaid**, 25th November 1777 [National Archives of Scotland, Edinburgh, UK. RS3/352, General Register of Sasines, Reversions, etc.: Third Series. vol. CCCLIII, ff. 28-43, registered 12 December 1777. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].

- **Elizabeth Lennox, relict of John Kincaid of that Ilk**, within the City of Glasgow, had her testament testamantar *registered* in the Glasgow Commissary Court on 20 February 1739. She died in February 1739. It was given up by Sir William Fleming of Farm as sole executor nominated by the defunct. The inventory of her goods was valued at £12.6.5 with the most valuable item being a diamond gold ring valued at £7. By her Will dated 5 January 1739, she nominates Sir William Fleming of Farm her sole executor and leaves the residue of her estate to her son, James Stirling, procreated between her and her second husband Mr. Henry Stirling. No others are mentioned in her Will. The witnesses were Thomas Wetherspoon, merchant in Glasgow; John Bell, son to James Bell of Hamiltons farm; Alexander Stevenson and James Strang of Burnhouse. Thomas Wetherspoon, merchant in Glasgow gave a bond of cautionery, dated 15 February 1739, for Sir William Fleming of Farm; which was witnessed by James Kincaid of Auchinreoch and John Bell, son to James Bell of Hamiltons farm.

- **Discussion:** John Kincaid of that Ilk was at least her third husband as she names her son, James Stirling, procreate between her and her second husband, Mr. Henry Stirling.

(Children - illegitimate by Jonet Paul)

i. **Alexander Kincaid.**

- Alexander Kincaid, illegitimate son of John Kincaid of that Ilk and Jonet Paull was *baptized* in Campsie Parish on 28 January 1705.
 - {1705} Januarie 28. **John Kincaid of that ilk** had a child bapt. gott in furnica[tio]ne wt **Jonet Paull** called **Alexander**. Witnesses Jo: Muir & Alex[ande]r Miller {p. 145} [GROS, O.P.R. Births, Campsie Parish, Stirling County. Alexander Kincaid, 28 January 1705, 475/1, LDS film no. 1041973].
- 23rd July, 1704. -**Janet Paul** delated as guilty of fornication, wherefore she is to be cited. 13th August.-Confessed was with child to one of the heritors, who is cited for 8th September. He compeared and confessed. Appointed to appear before the congregation Sabbath cum eight days, to be rebuked. It was not uncommon to deny stoutly charges which were afterwards confessed. "She thought shame" was the extenuation put forward. October, 1704.-The Laird appeared before the congregation and was rebuked for the first tyme. At interview with elders professing his grief for his sin he was appointed to appear before the congregation Sabbath cum eight days to be rebuked for the second tyme and absolved. Reported appeared, 19th November, 1704 [Cameron, John. The Parish of Campsie: A series of biographical, ecclesiastical, historical, genealogical, and industrial sketches and incidents. Kirkintilloch: D. MacLeod, 1892. p. 242].

(Children - by Agnes Nesbit)

ii. **Margaret Kincaid.**

- Margrat Kincaid, daughter of John Kincaid and Agnes Neisbit, was *baptized* in Campsie Parish on 20 April 1708:
 - {1708} April 20. **John Kincaid of that ilk & Angas Neisbit** his spouse had their child Bapt: cald **Margrat**. Witnesses John Lennox of Woodhead and James Mcknagor {p. 153} [GROS, O.P.R. Births, Campsie Parish, Stirling County. Margrat Kincaid, 20 April 1708, 475/1, LDS film no. 1041973].
- **Discussion:** John Cameron in his *Parish of Campsie* writes: "the laird of Kincaid had a son and two daughters. One daughter was married to Mr. Oswald, writer, Glasgow, who became connected with the parish on being appointed clerk to the Woodhead Baron-Bailie court in 1775, and they had two daughters" [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 131]. The following children would fit.
- Margaret, daughter of William Oswald and **Margaret Kincaid**, was baptized on 6 May 1736 in Kirkintilloch, Dumbarton Parish.
 - **It is not certain**, but she likely died an infant as a later child was also named Margaret.
- John, son of William Oswald and **Margaret Kincaid**, was baptized on 16 February 1736 in Kirkintilloch, Dumbarton Parish.
- William, son of William Oswald and **Margaret Kincaid**, was baptized on 18 December 1739 in Kirkintilloch, Dumbarton Parish.
 - **It is not certain**, but he likely died an infant as a later child was also named William.
- James, son of William Oswald and **Margaret Kincaid**, was baptized on 1 February 1742 in Kirkintilloch, Dumbarton Parish.
 - **It is not certain**, but he likely died an infant as a later child was also named James.
- Agnes, daughter of William Oswald and **Margaret Kincaid**, was baptized on 14 January 1744 in Kirkintilloch, Dumbarton Parish.
- William, son of William Oswald and **Margaret Kincaid**, was baptized on 23 April 1746 in Kirkintilloch, Dumbarton Parish.
- James, son of William Oswald and **Margaret Kincaid**, was baptized on 24 March 1749 in Kirkintilloch, Dumbarton Parish.
- Elisabeth, daughter of of William Oswald and **Margaret Kincaid**, was baptized on 25 November 1750 in Kirkintilloch, Dumbarton Parish.
- Margaret, daughter of William Oswald and **Margaret Kincaid**, was baptized on 27 January 1754 in Kirkintilloch, Dumbarton Parish.

iii. **Marion Kincaid.**

- Marion, daughter John Kincaid and Agnes Neisbit, was *baptized* in Campsie Parish on 11 April 1709:
 - {1709} {unreadable due to torn page} prill 11. {torn} **Kincaid of yt ilk & {torn} Neisbit** his spouse had {torn} Bapt: cald **Marion**. Wit {torn} ie Stirling of Balqharage {torn} Mr John Buie {p. 156}.

(Children - stated by Agnes Danziall)

iv. Agnes Kincaid.

- Agnes, daughter of John Kincaid of yt ilk and **Agnes Danziall**, his spouse, was baptized in Campsie Parish, Stirling on 26 December 1711.
 - **Discussion:** It is striking that his wife is given as Agnes Danziall instead of Agnes Nisbett. John Kincaid of Kincaid and Agnes Nisbett had their marriage contract dated 14 February 1708 and their daughter Margaret was baptized a couple of months later. Their daughter Marion followed the next year, on 11 April 1709, and their son John was baptized on 29 September 1713. Furthermore (as shown later) John Kincaid of Kincaid and Agnes Nisbett, his wife, executed a heritable Bond on 6 August 1712. James Kincaid of Kincaid's Testament Dative and Inventory was given up by his sister-german, Agnes Kincaid. This suggests that James Kincaid of Kincaid's mother was also Agnes Danziall. James Kincaid of Kincaid was at least 14 when he started witnessing documents so he would have been born in 1712 or earlier. He certainly had to have been born before his brother John in order to have first succeeded. However, Agnes Danziall does not fit as another wife between 1708 and 1713. Thus, it is only possible that 1) Agnes Danziall was an error for Agnes Nisbett, 2) one was a maiden name and the other another prior marriage name, or 3) Agnes Danziall was the wife of John Kincaid of Kincaid prior to Agnes Nisbett.
- **James Kincaid of Kincaid** had his Testament Dative and Inventory registred in the Hamilton and Campsie Commissary Court on 28 June 1753. It was given up by his **sister german, Agnes Kincaid**, wife of **Robert Landess of Robroyston**. He was deceased by 21 February 1753 (*see full abstract below*).
- An instrument of sasine was given by James Anderson, merchant in Glasgow, to James Kincaid of Auchinreoch and **Robert Landes of Robroyston** of the lands of Meikle and Little Kincaid on 1 February 1755 [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/18/13].
- The Lennox of Woodhead collection at the Glasgow City Archives contain papers concerning marriage settlement of Robert, son of Robert Landes of Robroyston, and **Agnes, daughter of James Kincaid of that ilk** for the period of 1731-1786 [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 10/2].
- **Discussion:** See other references to Agnes and her husband, Robert Landes, below under her brother James Kincaid of that ilk.

v. **James Kincaid of that ilk** [c1712 - bet 5 Feb 1752 & 21 Feb 1753; Laird from November 1737].

- On 12 September 1726, **James Kincaid, lawful son of John Kincaid of that ilk**, was a witness to an instrument of sasine granted by **John Kincaid of Kincaid** to William Anderson, professor of Ecclesiastic History at Glasgow University, of an annual rent of 500 merks on the lands of Meikle and Little Kincaid and Kinkell, on a heritable bond [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/18/2].
- 1743. December 8. Napier against **Kincaid**. Non-entry.--there can be no declarator of it without calling the heir or apparent-heir of the immediate vassal, and the calling the sub-vassal in possession is not enough; and the apparent-heir of the immediate vassal sisting himself without being called will not supply the defect [Grant of Elchies, Patrick. Decisions of the Court of Session from the year 1722 to the year 1754, collected and digested into the form of a dictionary. Ed. William Maxwell Morison. Edinburgh, 1813. Apeendix II, Non-entry, no. 2].
- On 24 December 1743 a precept of clare constat was given by **James Kincaid of Kincaid** to Thomas Forrester and Margaret Miln (heir of her brother Robert Miln) of an annual rent of £160 on the **£5 lands of Kincaid called Kinkell** [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/18/9-10].

- **Kincaid of that ilk** v. Stirling of Glorat. January 12, 1750. Appeal of case which **James Kincaid of that ilk** won against Sir James Stirling on 23 November 1749. **James Kincaid of that ilk** also won appeal [The Scots Revised Reports: Morison's Dictionary 1 To 9424. Edinburgh: William Green & Sons, 1908. 1005].
- 1750. January 12. **Kincaid of that ilk**, against Sir James Stirling of Glorat. Sir James Stirling of Glorat built a lint mill-dam, and rested the end of it on Kincaid's ground, who sued him to remove it. Sir James brought a proof, if not of Kincaid's direct consent, at least of a non repugnantia, though the dam was built in sight of his house, and thereon laid his defence. Answered, Servitudes cannot be constituted without writ, nor proved by witnesses; and though there were an express consent there is locus paenitentiae till writ be adhibited. Replied, After such consent Kincaid is barred personali exceptione. The Lords found Sir James obliged to remove the dam, renitent. President, Milton, Minto, Drummorie [Grant of Elchies, Patrick. Decisions of the Court of Session from the year 1722 to the year 1754, collected and digested into the form of a dictionary. Ed. William Maxwell Morison. Edinburgh, 1813. Appendix II, Servitude, no. 4].
- On 29 November 1751, **James Kincaid of Kincaid** was served Heir Special to his father **John Kincaid Kincaid**, who died in November 1737, in the lands of Kincaid, including Meikle and Little Kincaid and Kinkell in the Parish of Campsie, Stirlingshire [Decennial Indexes to the Services of Heirs in Scotland, Vol. 2: 1750-1799, no. 12, registered 14 December 1751].
- 1752. February 5. **Kincaid** against Mrs Hamilton Gordon and George Napier. **Kincaid of that ilk** holds his lands of the heirs of Cunningham of Boghan, who held them of the family of Kilsyth, and now of Gabriel Napier as come in their place, who held them of the Crown. Kincaid being served heir to his father, charged Mrs Hamilton Gordon, the sister and apparent-heir of Boghan, on the act 20th Geo. II. for taking away ward-holding, &c. to enter him, and took an instrument against her; wherein her answer was, that she did not represent her brother, and had renounced to be heir. Then he presented a bill of horning against Mr Napier, who compeared, and opposed its passing; and two questions arose, 1mo, Whether the act extends to apparent-heirs in the superiority, as well as superiors actually entered? 2do, Whether it extends to remote superiors when the immediate superiors fail to enter the vassal, or if it extends only to immediate superiors? And the Lords found that it extends to apparent-heirs as well as superiors infest, and that it extends to remote as well as immediate superiors; me quidem renitente; though possibly the Court might supply the defect by act of sederunt, though under proper regulations. As to the first question, viz. Whether the act extended to the case of apparent-heirs in the superiority? I thought it did not, either in the words or intendment of the act extend to it; 1mo, Because she is not superior, but only apparent-heir; 2dly, She is not obliged to represent, and therefore not bound to enter vassals; 3tio, If she offered an entry, she could not be denounced, and yet that entry would be unavoidable; and until there was a default or contempt in the immediate superior, the remote superior could not supply his place. Whether we could supply the defect, since not provided for by the late statute, otherwise than as directed by the former statute 1474, I greatly doubted; but if we could do it, I thought it could only be by making an act of sederunt, but not by a judgment on passing or refusing a bill of horning. As to the second question, viz. If it extended to the case of remote superiors? I also doubted if it extended to remote superiors (even when the immediate superior was entered) because the remote superior cannot enter the vassal till there be a default or contempt in the immediate, which cannot be vouched to us without a denunciation; and therefore as the act has not mentioned remote superiors, nor what is the remedy if the immediate superior fails, or whether any more can be done than to follow out the horning; so if the law had intended remote superiors, it must have expressed when horning against them should be given.—But the Court thought that the act included all superiors, remote as well as immediate, and apparent-heirs as well as those actually vested in the superiority, and therefore passed the bill of horning [Grant of Elchies, Patrick. Decisions of the Court of Session from the year 1722 to the year 1754, collected and digested into the form of a dictionary. Ed. William Maxwell Morison. Edinburgh, 1813. Appendix II, Superior and Vassal, no. 14].
- 1752. June 11. **Kincaid** against Sir James Stirling. In the case, (No. 4. supra,) where Kincaid had a mill-dam across the river, which took in also a burn in Sir James Stirling's ground that entered the river above the dam, Sir James diverted the course of that river to serve a lint-mill that he had built, so as that it fell into the river only below the dam; whereof Kincaid complained; and upon a visitation ordered by us by Gray a mathematician, it was by him reported that there appeared

vestiges of the ancient run of the burn below the dam, though immemorially it had run above the dam; 2do, That it was not necessary for Kincaid's mill, and that he had water enough without it. The Court was of opinion, that if it was necessary for Kincaid's mill, it could not be diverted now whatever the natural course of it had been, for that Kincaid had acquired a servitude upon it as well as on the river; but if it was not necessary, that the servitude could not be emulously extended beyond the necessary use of the mill; and therefore we found that Sir James could divert its course; and we also found that Kincaid might from time to time repair his dam to the height it now is, and the President thought, that if necessary he might raise it a foot higher. (See Dict. No. 20. p. 12,796.) [Grant of Elchies, Patrick. Decisions of the Court of Session from the year 1722 to the year 1754, collected and digested into the form of a dictionary. Ed. William Maxwell Morison. Edinburgh, 1813. Appendix II, Servitude, no. 6].

- Testament Dative & Inventar of the Goods & Gear which pertained & belonged to the **deceast James Kincaid of that ilk** in the parish of Campsie the Time of his decease which happened in the month of {blank} {unreadable} & {blank} years Faithfully made & given up By **Agnes Kincaid spouse to Robert Landice of Robroystone sister German & nearest in kin of the s[ai]d Defunct** & her s[ai]d Husband for his Interest Which **Agnes Kincaid** & her s[ai]d husband for his Interest are Exe[cut]ors Dative qua nearest in kin Decerned to the s[ai]d Defunct by the Com[missa]r of Hamiltoun & Campsie Decreet prounounced by Him thereanent upon the Thirteenth day of March last.

Inventar. There pertained & belonged to the **s[ai]d Deceast James Kincaid** the time of his decease foresaid the goods & Gear following valued & appretiate at the respective prices underwritten
 Towit Imprimis An old Brooked Cow at two pound fifteen shillings ster[ling] money Item a Brown Cow at three pounds three shillings & ten pence money fores[ai]d Item a Black Cow at three pounds money fores[ai]d Item a Brown Quey at two pounds thirteen shillings & four pence money fores[ai]d Item a brooked Quey at three pounds seven shillings & two pence money fores[ai]d Item a Black horse at thirteen pounds money fores[ai]d Item sixteen bolls & thirteen pecks of Corn & fodder at seventeen shillings & four pence ster[ling] per boll inde fourteen pounds eleven shillings & five pence money fores[ai]d Item nine bolls & an half of Bear & fodder at eighteen shillings & four pence ster[ling] per boll inde sixteen pounds fourteen shillings & two pence money fores[ai]d Item a Cart at Two pounds six shillings money fores[ai]d Item a wheel Barrow at three shillings & two pence money fores[ai]d Item a Batt at nine pence money fores[ai]d Item another Batt at one shilling & one penny money fores[ai]d Item a Meal Bakie at one shilling money fores[ai]d Item another Batt at one shilling & one half penny money fores[ai]d Item a Boyn & two Barrells at nine shillings & ten pence money fores[ai]d Item a milking Boyn at nine pence money fores[ai]d Item a little barrell at nine pence money fores[ai]d Item a four gallon tree at one shilling & four pence money fores[ai]d Item an ale batt at one shilling six pence half penny Money fores[ai]d Item two little barrels at nine pence money fores[ai]d Item a boyne at two shillings & three pence money fores[ai]d Item two boyns at one shilling & eight pence money fores[ai]d Item a barrel at one shilling & five pence money fores[ai]d Item another barrel at one shilling & three pence money fores[ai]d Item two barrels each at ten pence money fores[ai]d ind one shilling & eight pence money fores[ai]d Item a sadle at ten shillings money fores[ai]d Item a milking Fatt at three shillings & four pence money fores[ai]d Item a Luggie & a Bikker at six pence money fores[ai]d Item a syth at two shillings & three pence money fores[ai]d Item two Bickers at two shillings & Eight pence money fores[ai]d Item a Luggie at four pence half penny money fores[ai]d Item a fork at one shilling & two pence 1/2 money fores[ai]d Item a Dish at three pence money fores[ai]d Item two burn stoups at two shillings & nine pence half penny money fores[ai]d Item a milk stoup at ten pence money fores[ai]d Item another milk stoup at six pence money fores[ai]d Item a syth at one shilling money fores[ai]d Item a pair of sunks at six pence money fores[ai]d Item two pecks meal seed six pence half ane boll oat meal Seven shillings all Sterling money.

Summa of the Inventory £46 lib? 1s 6d Sterling {appears to be an error as all the items add up to £64 14s 0.5d}

Confirmation in Common form by William Weir Commissar of Hamiltoun & Campsie and Peter Paterson Clerk to the said Commissar at Glasgow twenty Eight Day of June 1753 years.

Scroll. Testament Dative Umq[ui]ll James Kincaid. 28th June 1753. 1000 Merks.

I John Buchanan merchant in Glasgow Do hereby bind and oblige me my heirs Exe[cut]ors and Successors as Cautioners Acted in the Commissary Court Books of Hamiltoun & Campsie For **Agnes Kincaid Spouse to Robert Landess of Robrestoun Sister German to the Deceast James Kincaid of that Ilk** and for the Said **Robert Landess** which said **Agnes Kincaid** and her Said Husband for his Interest is Exe[cut]ot Dative qua nearest in Kinn Decearned To the Said Deceast Brother Conform to Decreet Dative pronounced by the Said Commissar of the Date the {blank} day of {blank} last That the Goods Gear Debts & Sumes of Money To be Given up by them in the Inventory of the principale confirmed Testament of the said Defunct Shall be made furth coming To all having Interest as Accords of Law and in regard I The said John Buchanan Live without the bounds of the said Commissariot I hereby Sist {unreadable} Domicille in the Clerks Chamber thereof And Declare a Summonds Given to me then at Shale be as Effectuale against me as if I lived within the bounds of the said Commissariot and that I were personally Summoned before the said Commissar whose Jurisdiction I hereby subyet my Self To And I the Said **Robert Landess** hereby bind & oblige me my heirs Exe[cut]ors & Successors to Free releive harmless and Skaithless keep The Said John Buchanan and his foresaids of all Cost Skaith Damage & Expense They may any ways Sustain or be put to In and Trough their Cautionery @written for my Said Spouse & me Consenting to the reg[is]trating hereof In the Books. John Buchanan.

In the Books of the said Commissariot That Letters of Horning and other Exe[cution]alls needfull be Direct thereon on a Charge of Six Days in form as Effeirs and for that Effect Constitute pro[curat]ors &c.

In witness whereof These presents wrote on this & the proceeding page by John Dauling Servant to Will: Grahame writer in Glasgow are subscribed as Follows Vizt. by me the said John Buchanan Att Glasgow the fourteen day of June one Thousand Seven hundred and fifty three years Before these witnesses - The saids William Grahame and John Dauling. John Buchanan. Will[iam] Grahame witness John Dauling witness.

Bond of Cau[tion]ry John Buchanan for Robert Landess & Spouse. 1753.

Mr William Weir Commissar of Hamiltoun & Campsie To officers hereof This my will you Lawfully sommond warn & Charge The Exe[cut]ors Testamentars Spouse & Bairns if any be and Intromettars with the goods & Gear of the **Deceast James Kincaid of that Ilk** in the paroch of Campsie. In Speciale and all others in Generall by open proclamation at the Market Cross of Stirling head Burgh of the Sherrefidome thereof upon an markt day before noon in time of market & openly at the most patent dean of the Kirk of Campsie upon an Sabbath day before noon for prounceing of the Blessing and at Shailling & Dismissine of the people therefrom there at Conveened for the Time To Compear before me my Deputes or Substitutes within the City of Glasgow & Consistonale place of Judgement there of upon the Thirteenth day of March next In the hour of Cause to answer at the Instance of **Agnes Kincaid spouse to Robert Landice of Robrystone Sister German & nearest in kinn of the said Defunct** and her said husband for his Interest That is to say To hear & see Executors Dative Qua nearest in kinn Decerned & Confirmed to the said Defunct o[the]r ways I my Deputes or Substitutes will Decern & Confirm such o[the]r Exe[cut]ors as we Shall think fitt According to Justice & that you Leave & afix just Copys hereof at and upon the said Market Cross & kirk Door with Short Coppies subjoined there to the Effect before written & make Certification as Effeirs The which to Do I Commit to you Con[junc]tly & Se[ver]ally as said as by this my precept Given at Glasgow the Twenty first day of Febr[ua]ry 1753 years. William Weir Wm Graham Peter Paterson 13 March 1753 Deiem the {unreadable}.

13th March Edict umq[ui]ll James Kincaid 1753. Upon the twenty third day of february Jaj Vii c/ and fifty three years I **James Kincaid** Com[m]issar officer past at Command of the within Edict to

the Mercat Cross of Stirling Head burgh of the Sherifdom thereof the s[ai]d Day being a mercat day before noon & in time of publick mercat and sicklike upon the twenty fifth day of the said month fors[ai]d past to the most patent dean of the Church of Campsie the s[ai]d day being a Sunday & Immedially after pronouncing the blessing and Shailing the people & after my Crying three several Coppies by open proclamation & reading of the w[i]t[h]in Edict at Ilk ane of the said mercat Cross & Kirk door respective after others the days lawfully summoned & warned the Executor Testamentary spouse & bairns if any be & Intromettars with the Goods & gear of the **Deceast James Kincaid of that Ilk** within named in Special & all o[the]rs in General to Compear before the Commissar of Hamilton & Camsey or his dep[ute]s day & place within written in the hour of Cause to ans[we]r at the Instance of the {unreadable} **Agnes Kincaid** to the Efect within written & maid Certification as is within directed by leaveing exact coppies of the wit[h]in Edict at and upon the said mercat Cross & Kirk door respective after others the day forsaid this I did before these witnesses Michael Eason & James Douglas Town officers in Stirling and James? Reid in Milton Thomas Robeson in Easter Glorat and John Adam in Sauchs of Antermony and James Aitken in Sauchs of Antermony. JKincaid officer James Aitken witness John Adam witness James Douglas witness Michael Eason witness [Testament Dative and Inventory of James Kincaid of that Ilk registered in the Hamilton and Campsie Commissary Court on 28 June 1753].

- Renunciation, dated {blank}, by **Alexander Kincaid**, Esq., H.M. Printer and Stationer for Scotland, only son and heir served and retoured to **Alexander Kincaid**, Esq., H.M. Printer for Scotland, narrating that **John Kincaid of that Ilk and Agnes Nisbet, his spouse**, by Heritable Bond, 6th August 1712, obliged them jointly to have assigned to the now deceased John Govan, Minister at Campsie, his heirs and assignees 4000 merks Scots, and annual rent furth of the £5 land of Kincaid commonly called Kinkell, then possessed by John Mcgilchrist and other tenants, to be holden in manner mentioned in the Bond. The said John Govan was infeft in the annual rent by sasine, 4th June 1715 (registered P.R.S. Stirling 2nd July 1715) of £160, to be uplifted furth of that part of Kincaid commonly called Kinkell by virtue of Precept of Sasine underwritten. The said Bond containing Precept of Sasine was ratified by said **Agnes Nisbet**, 6th August 1712 (registered Books of Council and Session 24th January 1741). Also said **John Kincaid**, by his other heritable bond, 13th June 1716, bound himself to pay to said Mr. John Govan, his heirs and assignees, 2000 merks at Whitsunday 1717, and obliged himself to infeft Mr. John Govan in annual rent furth of the lands of Mains, Milntoun, and Temple of Kincaid (under reversion) (registered Books of Council and Session, 4th January 1741). The said Mr. John Govan was infeft by Instrument of Sasine 12th September 1728. The said **John Kincaid**, by another heritable bond, 27th May 1728, obliged himself to pay Mr. John Govan 2000 merks Scots on Whitsunday 1729 and to infeft Mr. John Govan in an annual rent furth of the lands of Mains, Milntown and Temple of Kincaid and Kinkell under reversion (Bond recorded Books of Council and Session 24 January 1741); said Mr. John Govan infeft 12th September 1720, recorded P.R.S. Stirling 31st October 1728. Robert Miln, eldest lawful son of Robert Milne in Edinburgh and Barbara Govan, sister of said Deceased Mr. John Govan, and Anna Govan, also his sister german and relict of Mr. Thomas Forrester, Principal of New College, St. Andrews, were served heirs portioner to said Mr. John Govan (Retours 4th August 1730), as also said Robert Milne and James Govan obtained from said **John Kincaid and James Kincaid, his eldest son**, a P.C.C. (7th March and 2nd May 1731) in favour of said Robert Milne and Anna Govan, in virtue of which said Robert Milne and Anna Govan were infeft in half of three annual rents, 22nd May 1731 (recorded G.R.S. 23 June 1731). The now deceased Margaret Milne, widow of deceased John McLeod, writer in Edinburgh, and sister german of said deceased Robert Milne, had right as heir general served and retoured to said Robert Milne, her brother, (Retours in Chancery 13th March 1735) to one half and said Thomas Forrester of Denovan, as heir general to deceased Anna Govan, his grandmother (Retoured date blank), and moreover on 16th November 1736 said Thomas Forrester and said Margaret Milne obtained Decreet of Adjudication against said **John Kincaid of that Ilk** whereby the ground right and property of all that part of the £5 land of Kincaid called Kinkell, and the lands of Mains, Milntown, and Temple of Kincaid and Kinkell ----- with all lands, heritages &c. anyway pertaining to said **John Kincaid** wherever the same are lying within Scotland and all reversions &c which may be competent to said **John Kincaid**, pertain to said Thomas Forrester, Margaret Milne and their heirs and assignees in payment of their respective shares of sums principal and annual rents, resting owing, contained in the three Bonds above narrated. Also on said Decreet of Adjudication said Thomas Forrester and Margaret Milne raised

Letters of Horning, 10th December 1737, and in virtue thereof Mrs. Helen Cunningham, only sister and heir of deceased Hary Cunningham of Boquhan, Superior of the lands, were adjudged to infest said Thomas Forrester and Margaret Milne. Also said Thomas Forrester and Margaret Milne obtained from **said James Kincaid, then of that Ilk, son and heir of said John Kincaid**, a P.C.C., 24th December 1743 in their favour as heirs to said Anna Govan and Robert Milne in the three annual rents (recorded 5th June 1741). Also said Thomas Forrester, by Bond and Discharge, 25th July 1741 (recorded Books of Council and Session 1 December 1743) disposed in favour of said Margaret Milne, his half of the three principal sums and annual rent &c. Said Margaret was infest 24th December 1743 (Sasine recorded Edinburgh, 5th January 1744) and by Disposition and Assignment, 20th November 1745, disposed Thomas Forrester's half in favour of William Seller, writer in Edinburgh, and, by another Disposition, 20th November 1745, her own half in favour of said William Seller (recorded Sheriff Court Books of Edinburgh, 7th February 1746); and said William Seller and said Thomas Forrester of Denovan, by Disposition, Assignment and Translation, 8th December 1747, disposed in favour of Mr. John Thorburn of Smithtratone, Minister of the Gospel, the three several annual rents due by the three heritable bonds granted to Mr. John Govan, under reversion, and said Mr. John Thorburn was infest 19th May 1748 (recorded P.R.S. 2nd June 1748) ratified to said Mr. John Thorburn by **said James Kincaid of that Ilk**, 11th December 1747, said Mr. John Thorburn having made payment to said William Seller 8000 merks, which was the principal sum due by **deceased John Kincaid of that Ilk** by the three heritable bonds.

Confirmation by said **John Kincaid** and promise to pay Mr. John Thorburn the said principal sum of 8000 merks. The said Mr. John Thorburn disposed in favour of James Stevenson Rogers of Daldilling, Advocate, his heirs and assignees, the three annual rents granted to Mr. John Govan and his several sasines thereon. Said John Stevenson Rogers, by his Disposition and assignment, 20th August 1766, disposed to said **deceased Alexander Kincaid, father of above named Alexander**, the three annual rents to be uplifted from the lands of Mains, Milntown and Temple of Kincaid and Kinkell and disposed also the three principal sums. The said **deceased Alexander Kincaid** was infest, to whom, said Alexander, his son, was served heir 5th August last and was infest in the three annual rents. Now, seeing **John Kincaid, now of Kincaid, only son in life and lawful heir of said deceased John Kincaid**, has made payment of the principal sum of 8000 merks and interest, **Alexander Kincaid** asks receipt and discharges said **John Kincaid, now of Kincaid**, of the debt of the annual rents furth of that part of Kincaid called Kinkell and lands of Mains, Milntown and Temple of Kincaid and Kinkell. Written by **George Kincaid, son of said John Kincaid, now of Kincaid**, 25th November 1777 [National Archives of Scotland, Edinburgh, UK. RS3/352, General Register of Sasines, Reversions, etc.: Third Series. vol. CCCLIII, ff. 28-43, registered 12 December 1777. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].

- Sasine, 1st December 1777, to **John Kincaid of Kincaid** on Precept of Clare Constat, 1st December 1777, by said **John Kincaid in favour of himself, brother of deceased James Kincaid of that Ilk**, who died seised of lands of Kincaid in manner more fully mentioned and conform to disposition granted by **deceased John Kincaid of that Ilk, his father**, dated 19th January 1731, whereby he disposed to said **deceased James Kincaid, then his eldest lawful son**, the lands and others before specified, granted Precept of Sasine for infesting him, which sasine is dated 17th February and registered General Register of Sasines 11th April 1735, stating that **he is the only brother of said James** and that the same lands were held by **his said deceased brother of said deceased John Kincaid, his father**, and are now held of himself as Superior, in virtue of the rights standing in his person and in virtue of a P.P.C. granted by John Napier of Craigannet for infesting him in said lands as **heir to his said deceased father**, 14th March 1757, recorded P.R.S. Stirling, 3rd July 1775, and thereby he has the right of Superiority, which stood in the person of **his deceased father, John Kincaid**, and the right of property which stood in the person of said **deceased James Kincaid, his brother**. Witnessed by **George Kincaid, his own second lawful son** [National Archives of Scotland, Edinburgh, UK. RS3/352, General Register of Sasines, Reversions, etc.: Third Series. vol. CCCLIII, ff. 10-15, registered 12 December 1777. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].

(Children - further by Agnes Nisbett)

vi. **John Kincaid of that Ilk** (to follow)

John Kincaid of Kincaid [c29 September 1713 - 1797; Laird from c21 February 1753].

- John, son of "John Kincaid of that Ilk" and **Agnes Nesbit**, his spouse, John was baptized in Campsie Parish on 29 September 1713.
- **John Kincaid, son of John Kincaid of that Ilk**, was apprenticed to **Alexander Kincaid**, goldsmith, of Edinburgh on 7 February 1728 ["Register of Edinburgh Apprentices, 1701-1755." Ed. Charles B. Boog Watson. Edinburgh: Printed for the Society by J. Skinner & Company, Ltd., 1929. *Scottish Record Society*. 61: 49].
- **John Kincaid & Elizabeth Dainziel** m at Glasgow 14 Feb 1756 [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 2 (in possession of Madame Arabella Kincaid of Kincaid) at page 73. John Lennox Peareth did not supply the source of the abstract but it is among a list of entries that appear to have been taken from a family bible or death register].
- **John Kincaid married Elizabeth Danziel** at Glasgow on 15 February 1756 [GROS, O.P.R. Marriages, Glasgow City, Lanark County. John Kincaid, 15 February 1756, 644/01 0250 0166].
 - **Discussion:** The Parish of Campsie baptism registers records that their children were all baptized by Rev. William Bell, minister of the Parish of Campsie from 1747-1783, at the manse of Kincaid. However, Rev. Bell neglected to record the baptisms in the parish registers so the dates of their birth and baptisms were later taken from the family bible and inserted in the parish register in October 1799.
- The Children of John Kincaid of that Ilk and Mrs Elizabeth Danziel his spouse owing to a neglect of the Revd Mr Bell who Baptised them all at the House of Kincaid were not regularly incerted in the Parish Register - But Being found Recorded in the Family Bible of Kincaid are now enroled as follows - viz.

Margaret Kincaid Born 14th October and Baptised the 24th currt. 1757

John Kincaid Born the 20th Jany and Baptised the 30th currt 1759

George Kincaid Born the 25th Jany and Baptised the 5th Feby 1761

Carolina Kincaid Born the 9th Janry and Baptised the 24th currt 1762

Jean Kincaid Born the 21st October and Baptised 14th Nover 1764

James Kincaid Born 3d October and Baptised 11th Novemer 1766 - Now Dec'd -

Agnes Kincaid Born 22d March and Baptised the 4th April - 1769 - Now Dec'd

James Kincaid Born 13th June and Baptised the 19th 1770

Alexander Kincaid Born the 21st of April and Baptised the 31st of May 1773 Dec'd

Mary Kincaid Born 11th Nover and Baptised the 29th currt 1774

The above names were all incerted in the parish register by David Gammell {undecipherable} Clerk on {unreadable} October 1799 {unreadable} by James Lapslie [GROS, O.P.R. Baptisms, Campsie Parish, Stirling County. 475/2].

- Disposition and settlement, dated 24th March 1777, by **Alexander Kincaid, Esq., H.M. Printer and Stationer for Scotland**, in favour of (in event of his decease without heirs) his cousins german, Mark Kerr, Lieutenant in 17th Regiment of Dragoons, and Charles Kerr, Lieutenant in 43rd Regiment of Foot, and the heirs of their bodies, whom failing his heirs whomsoever and assignees, of his lands of Whitehouse and his houses in Edinburgh and his moveable and personal estate, with his two patents and all Bonds, Bills, &c., appoints them to be his sole executors with the burden of his debts and payment of the following legacies and annuities: to **John Kincaid of Kincaid** £500 Stg., to **John K., son of said John** £500 Stg., to **Alexander K., son of said John** £500, to **Carolina K., daughter of said John** £500 Stg., Robert Kerr, brother german of said Charles Kerr £500 Stg. [National Archives of Scotland, Edinburgh, UK. R D3/237/1: Register of Deeds Second Series, Durie's Office (Dur), vol. 237 pt. 1, folio 60. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 10 October 1959].
- Sasine, 13th June 1775, to **John Kincaid of Kincaid, eldest son now in life of deceased John Kincaid**, on Precept of Clare Constat by John Napier of Craiganet, in the lands of Kincaid, comprehending Little and Meikle Kincaid and Kinkell, parish of Campsie, shire of Stirling, dated 14th March 1757. Witnesses present: John Buchanan of Carbeth, Esq. and John Buchanan, his 2nd lawful son [National Archives of Scotland, Edinburgh, UK. RS83: Minute Book, Particular Register of Sasines, Stirling, Clackmannan and

Menteith, registered 3 July 1775. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].

- A precept of clare constat was given by **John Kincaid of Kincaid** to enfeof John Buchanan of Carbeth as heir of his uncle James Kincaid of Auchinreoch in the £5 land of Meikle and Little Kincaid on 5 November 1777 [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/18/15-16].
- Sasine, dated 5th November 1777, to **Alexander Kincaid, Esq., H.M. Printer and Stationer for Scotland**, in an annual rent of £160 Scots, corresponding to 4000 merks, and another corresponding to 2000 merks and a third annual rent corresponding to another 2000 merks, (1) furth of the lands of Kincaid, commonly called Kinkell, (2) furth of the lands of the manor, milnton and Temple of Kincaid, (3) furth of said lands of manor, milnton and temple of Kincaid and Kinkell, under reversion, in parish of Campsie, shire of Stirling; the said annual rents being disposed by Mr. John Thorburn in favour of James Stevenson Rogers, and by him in favour of **deceased Alexander Kincaid, to whom said Alexander Kincaid was served heir**. [National Archives of Scotland, Edinburgh, UK. RS83: Minute Book, Particular Register of Sasines, Stirling, Clackmannan and Menteith, registered 7 November 1777. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- Renunciation, dated {blank}, by **Alexander Kincaid, Esq., H.M. Printer and Stationer for Scotland**, only son and heir served and retoured to **Alexander Kincaid, Esq., H.M. Printer for Scotland**, narrating that **John Kincaid of that Ilk and Agnes Nisbet, his spouse**, by Heritable Bond, 6th August 1712, obliged them jointly to have assigned to the now deceased John Govan, Minister at Campsie, his heirs and assignees 4000 merks Scots, and annual rent furth of the £5 land of Kincaid commonly called Kinkell, then possessed by John Mcgilchrist and other tenants, to be holden in manner mentioned in the Bond. The said John Govan was infeft in the annual rent by sasine, 4th June 1715 (registered P.R.S. Stirling 2nd July 1715) of £160, to be uplifted furth of that part of Kincaid commonly called Kinkell by virtue of Precept of Sasine underwritten. The said Bond containing Precept of Sasine was ratified by said **Agnes Nisbet**, 6th August 1712 (registered Books of Council and Session 24th January 1741). Also said **John Kincaid**, by his other heritable bond, 13th June 1716, bound himself to pay to said Mr. John Govan, his heirs and assignees, 2000 merks at Whitsunday 1717, and obliged himself to infeft Mr. John Govan in annual rent furth of the lands of Mains, Milntoun, and Temple of Kincaid (under reversion) (registered Books of Council and Session, 4th January 1741). The said Mr. John Govan was infeft by Instrument of Sasine 12th September 1728. The **said John Kincaid**, by another heritable bond, 27th May 1728, obliged himself to pay Mr. John Govan 2000 merks Scots on Whitsunday 1729 and to infeft Mr. John Govan in an annual rent furth of the lands of Mains, Milntown and Temple of Kincaid and Kinkell under reversion (Bond recorded Books of Council and Session 24 January 1741); said Mr. John Govan infeft 12th September 1720, recorded P.R.S. Stirling 31st October 1728. Robert Miln, eldest lawful son of Robert Milne in Edinburgh and Barbara Govan, sister of said Deceased Mr. John Govan, and Anna Govan, also his sister german and relict of Mr. Thomas Forrester, Principal of New College, St. Andrews, were served heirs portioner to said Mr. John Govan (Retours 4th August 1730), as also said Robert Milne and James Govan obtained from said **John Kincaid and James Kincaid, his eldest son**, a P.C.C. (7th March and 2nd May 1731) in favour of said Robert Milne and Anna Govan, in virtue of which said Robert Milne and Anna Govan were infeft in half of three annual rents, 22nd May 1731 (recorded G.R.S. 23 June 1731). The now deceased Margaret Milne, widow of deceased John McLeod, writer in Edinburgh, and sister german of said deceased Robert Milne, had right as heir general served and retoured to said Robert Milne, her brother, (Retours in Chancery 13th March 1735) to one half and said Thomas Forrester of Denovan, as heir general to deceased Anna Govan, his grandmother (Retoured date blank), and moreover on 16th November 1736 said Thomas Forrester and said Margaret Milne obtained Decreet of Adjudication against said **John Kincaid of that Ilk** whereby the ground right and property of all that part of the £5 land of Kincaid called Kinkell, and the lands of Mains, Milntown, and Temple of Kincaid and Kinkell ----- with all lands, heritages &c. anyway pertaining to **said John Kincaid** wherever the same are lying within Scotland and all reversions &c which may be competent to **said John Kincaid**, pertain to said Thomas Forrester, Margaret Milne and their heirs and assignees in payment of their respective shares of sums principal and annual rents, resting owing, contained in the three Bonds above narrated. Also on said Decreet of Adjudication said Thomas Forrester and Margaret Milne raised Letters of Horning, 10th December 1737, and in virtue thereof Mrs. Helen Cunningham, only sister and heir of deceased Hary Cunningham of Boquhan, Superior of the lands, were adjudged to infeft said Thomas Forrester and Margaret Milne. Also said Thomas Forrester and Margaret Milne obtained from **said James Kincaid, then of that Ilk, son and**

heir of said John Kincaid, a P.C.C., 24th December 1743 in their favour as heirs to said Anna Govan and Robert Milne in the three annual rents (recorded 5th June 1741). Also said Thomas Forrester, by Bond and Discharge, 25th July 1741 (recorded Books of Council and Session 1 December 1743) disposed in favour of said Margaret Milne, his half of the three principal sums and annual rent &c. Said Margaret was infeft 24th December 1743 (Sasine recorded Edinburgh, 5th January 1744) and by Disposition and Assignation, 20th November 1745, disposed Thomas Forrester's half in favour of William Seller, writer in Edinburgh, and, by another Disposition, 20th November 1745, her own half in favour of said William Seller (recorded Sheriff Court Books of Edinburgh, 7th February 1746); and said William Seller and said Thomas Forrester of Denovan, by Disposition, Assignation and Translation, 8th December 1747, disposed in favour of Mr. John Thorburn of Smithtraton, Minister of the Gospel, the three several annual rents due by the three heritable bonds granted to Mr. John Govan, under reversion, and said Mr. John Thorburn was infeft 19th May 1748 (recorded P.R.S. 2nd June 1748) ratified to said Mr. John Thorburn by **said James Kincaid of that Ilk**, 11th December 1747, said Mr. John Thorburn having made payment to said William Seller 8000 merks, which was the principal sum due by **deceased John Kincaid of that Ilk** by the three heritable bonds. Confirmation by said **John Kincaid** and promise to pay Mr. John Thorburn the said principal sum of 8000 merks. The said Mr. John Thorburn disposed in favour of James Stevenson Rogers of Daldilling, Advocate, his heirs and assignees, the three annual rents granted to Mr. John Govan and his several sasines thereon. Said John Stevenson Rogers, by his Disposition and assignation, 20th August 1766, disposed to said **deceased Alexander Kincaid, father of above named Alexander**, the three annual rents to be uplifted from the lands of Mains, Milntown and Temple of Kincaid and Kinkell and disposed also the three principal sums. The said **deceased Alexander Kincaid** was infeft, to whom, said Alexander, his son, was served heir 5th August last and was infeft in the three annual rents. Now, seeing **John Kincaid, now of Kincaid, only son in life and lawful heir of said deceased John Kincaid**, has made payment of the principal sum of 8000 merks and interest, **Alexander Kincaid** asks receipt and discharges said **John Kincaid, now of Kincaid**, of the debt of the annual rents furth of that part of Kincaid called Kinkell and lands of Mains, Milntown and Temple of Kincaid and Kinkell. Written by **George Kincaid, son of said John Kincaid, now of Kincaid**, 25th November 1777 [National Archives of Scotland, Edinburgh, UK. RS3/352, General Register of Sasines, Reversions, etc.: Third Series. vol. CCCLIII, ff. 28-43, registered 12 December 1777. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].

- Sasine, 1st December 1777, to **John Kincaid of Kincaid** on Precept of Clare Constat, 1st December 1777, by said **John Kincaid in favour of himself, brother of deceased James Kincaid of that Ilk**, who died seised of lands of Kincaid in manner more fully mentioned and conform to disposition granted by **deceased John Kincaid of that Ilk, his father**, dated 19th January 1731, whereby he disposed to said **deceased James Kincaid, then his eldest lawful son**, the lands and others before specified, granted Precept of Sasine for infefting him, which sasine is dated 17th February and registered General Register of Sasines 11th April 1735, stating that **he is the only brother of said James** and that the same lands were held by **his said deceased brother of said deceased John Kincaid, his father**, and are now held of himself as Superior, in virtue of the rights standing in his person and in virtue of a P.P.C. granted by John Napier of Craignannet for infefting him in said lands as **heir to his said deceased father**, 14th March 1757, recorded P.R.S. Stirling, 3rd July 1775, and thereby he has the right of Superiority, which stood in the person of **his deceased father, John Kincaid**, and the right of property which stood in the person of said **deceased James Kincaid, his brother**. Witnessed by **George Kincaid, his own second lawful son** [National Archives of Scotland, Edinburgh, UK. RS3/352, General Register of Sasines, Reversions, etc.: Third Series. vol. CCCLIII, ff. 10-15, registered 12 December 1777. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- Sasine, 5th November 1777, to John Buchanan of Carbeth, Esq., nephew and nearest heir of deceased **James Kincaid of Auchenreoch**, his uncle, on P.C.C., 5th November 1777, by **John Kincaid of Kincaid**, in an annual rent of 600 merks Scots furth of half of the lands of Kincaid under reversion, in security for said annual rent, and in half of the lands themselves (held by the said John) under reversion [National Archives of Scotland, Edinburgh, UK. RS3/352, General Register of Sasines, Reversions, etc.: Third Series. vol. CCCLIII, ff. 15-19, registered 12 December 1777. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].

- On 1 December 1777 an instrument of sasine on a heritable bond was granted by **John Kincaid of Kincaid** for £1600, of an annual rent of £80 on the lands of Kincaid to John Chichester of Arlington [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/18/17].
 - **John Kincaid of Kincaid**, gets Ren. May 31. 1786, by the factor for the Trustee of John Chichester of Arlington, - of Kincaid, comp. Meikle & Little Kincaid, & Kinkell, and Teinds, par. Campsie; - and of £1600, in Bond to the said John Chichester, Nov. 27. 1777. G.R. 433.43. [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 857. Registered 1 June 1786].
- Renunciation, dated at Auchenreoch, 10th December 1777, by John Buchanan of Carbeth and Robert Landes of Robroyston, on consideration that **deceased John Kincaid of that Ilk**, by Heritable Bond, dated 27th September 1723, recorded Books of Council and Session 26th August 1731, bound himself and his heirs to pay the deceased Mr. William Anderson, Professor of Ecclesiastical History in the University of Glasgow, his heirs or assignees the sum of 8000 merks Scots and Mr. William Anderson was infefted in the annual rent 1st October 1723 (recorded 9th October); that said John Kincaid by Heritable Bond of Corroboration, dated 7th September 1726 (registered Books of Council and Session 6th August 1730) confirmed the above; that said John Kincaid, by another Heritable Bond, dated 22nd September 1730, narrating the first two and that there remained 2000 merks Scots, which he obliged himself and his foresaids to pay; that said William Anderson on 14th July 1733 obtained Decreet and Sentence of Adjudication against said deceased John Kincaid, adjudging from him the whole lands of Kincaid in payment of the sums contained in the Bonds; that James Anderson, merchant in Glasgow, by Disposition dated 28th December 1754 disposed the lands in favour of **deceased James Kincaid of Auchenreoch** and Robert Landes and they were infefted by Sasine 1st February 1755 (Registered P.R.S. Stirling 26th March); that said John Buchanan, having obtained a Precept of Clare Constat from **John Kincaid, now of Kincaid**, as heir of said deceased James Kincaid of Auchenreoch, his uncle, dated 5th November 1777, was infefted in half of aforesaid lands of Kincaid; whereas when said Robert Landes and said **deceased James Kincaid** assigned the right to the aforesaid lands, further borrowings were made to pay said William Anderson, namely from Archibald Stirling of Keir, Esq., by Bond granted by said Robert Landes and said **deceased James Kincaid**, 6th December 1754, £300 Stg.; from Archibald Stevenson, Commissary Clerk of Glasgow, £300 Stg., by Bond granted by **deceased James Kincaid** and said Robert Landes and **John Kincaid of Kincaid**; from Dame Margaret Hamilton, widow of Sir Hugh Hamilton of Rosshall, Bond for £135 Stg., granted by said **deceased James Kincaid** and said Robert Landes; from James Renny, only lawful son of James Renny of Huntlaw, £150 Stg. by Bond 23rd February 1756, granted by said **deceased James Kincaid** and said Robert Landes: that said **John Kincaid** has paid the interest due by said Bonds, with a discharge thereof, but has also advanced and paid a sum to complete the sum owing to said William Anderson at said James Anderson's granting said Disposition and expenses. It is therefor reasonable to grant said Renunciation and Discharge to Robert Landes and John Buchanan discharging said John Kincaid, his heirs and successors of the annual rents and principal sums. The lands were redeemed by **John Kincaid** [National Archives of Scotland, Edinburgh, UK. RS3/352, General Register of Sasines, Reversions, etc.: Third Series. vol. CCCLIII, ff. 19-28, registered 12 December 1777. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- Renunciation, dated {blank}, by **Alexander Kincaid**, Esq., H.M. Printer and Stationer for Scotland, only son and heir served and retoured to **Alexander Kincaid**, Esq., H.M. Printer for Scotland, narrating that **John Kincaid of that Ilk and Agnes Nisbet, his spouse**, by Heritable Bond, 6th August 1712, obliged them jointly to have assigned to the now deceased John Govan, Minister at Campsie, his heirs and assignees 4000 merks Scots, and annual rent furth of the £5 land of Kincaid commonly called Kinkell, then possessed by John McGilchrist and other tenants, to be holden in manner mentioned in the Bond. The said John Govan was infeft in the annual rent by sasine, 4th June 1715 (registered P.R.S. Stirling 2nd July 1715) of £160, to be uplifted furth of that part of Kincaid commonly called Kinkell by virtue of Precept of Sasine underwritten. The said Bond containing Precept of Sasine was ratified by said **Agnes Nisbet**, 6th August 1712 (registered Books of Council and Session 24th January 1741). Also said **John Kincaid**, by his other heritable bond, 13th June 1716, bound himself to pay to said Mr. John Govan, his heirs and assignees, 2000 merks at Whitsunday 1717, and obliged himself to infeft Mr. John Govan in annual rent furth of the lands of Mains, Milntoun, and Temple of Kincaid (under reversion) (registered Books of Council and Session, 4th January 1741). The said Mr. John Govan was infeft by Instrument of Sasine 12th September 1728. The said **John Kincaid**, by another heritable bond, 27th May 1728, obliged himself to pay Mr. John Govan 2000 merks Scots on Whitsunday 1729 and to infeft Mr. John Govan in an annual rent furth of the lands of Mains, Milntown and Temple of Kincaid and Kinkell under reversion (Bond recorded Books of Council and Session

24 January 1741); said Mr. John Govan infeft 12th September 1720, recorded P.R.S. Stirling 31st October 1728. Robert Miln, eldest lawful son of Robert Milne in Edinburgh and Barbara Govan, sister of said Deceased Mr. John Govan, and Anna Govan, also his sister german and relict of Mr. Thomas Forrester, Principal of New College, St. Andrews, were served heirs portioner to said Mr. John Govan (Retours 4th August 1730), as also said Robert Milne and James Govan obtained from said **John Kincaid and James Kincaid, his eldest son**, a P.C.C. (7th March and 2nd May 1731) in favour of said Robert Milne and Anna Govan, in virtue of which said Robert Milne and Anna Govan were infeft in half of three annual rents, 22nd May 1731 (recorded G.R.S. 23 June 1731). The now deceased Margaret Milne, widow of deceased John McLeod, writer in Edinburgh, and sister german of said deceased Robert Milne, had right as heir general served and retoured to said Robert Milne, her brother, (Retours in Chancery 13th March 1735) to one half and said Thomas Forrester of Denovan, as heir general to deceased Anna Govan, his grandmother (Retoured date blank), and moreover on 16th November 1736 said Thomas Forrester and said Margaret Milne obtained Decreet of Adjudication against said **John Kincaid of that Ilk** whereby the ground right and property of all that part of the £5 land of Kincaid called Kinkell, and the lands of Mains, Milntown, and Temple of Kincaid and Kinkell ----- with all lands, heritages &c. anyway pertaining to said **John Kincaid** wherever the same are lying within Scotland and all reversions &c which may be competent to said **John Kincaid**, pertain to said Thomas Forrester, Margaret Milne and their heirs and assignees in payment of their respective shares of sums principal and annual rents, resting owing, contained in the three Bonds above narrated. Also on said Decreet of Adjudication said Thomas Forrester and Margaret Milne raised Letters of Horning, 10th December 1737, and in virtue thereof Mrs. Helen Cunningham, only sister and heir of deceased Hary Cunningham of Boquhan, Superior of the lands, were adjudged to infeft said Thomas Forrester and Margaret Milne. Also said Thomas Forrester and Margaret Milne obtained from said **James Kincaid, then of that Ilk, son and heir of said John Kincaid**, a P.C.C., 24th December 1743 in their favour as heirs to said Anna Govan and Robert Milne in the three annual rents (recorded 5th June 1741). Also said Thomas Forrester, by Bond and Discharge, 25th July 1741 (recorded Books of Council and Session 1 December 1743) disposed in favour of said Margaret Milne, his half of the three principal sums and annual rent &c. Said Margaret was infeft 24th December 1743 (Sasine recorded Edinburgh, 5th January 1744) and by Disposition and Assignment, 20th November 1745, disposed Thomas Forrester's half in favour of William Seller, writer in Edinburgh, and, by another Disposition, 20th November 1745, her own half in favour of said William Seller (recorded Sheriff Court Books of Edinburgh, 7th February 1746); and said William Seller and said Thomas Forrester of Denovan, by Disposition, Assignment and Translation, 8th December 1747, disposed in favour of Mr. John Thorburn of Smithtratone, Minister of the Gospel, the three several annual rents due by the three heritable bonds granted to Mr. John Govan, under reversion, and said Mr. John Thorburn was infeft 19th May 1748 (recorded P.R.S. 2nd June 1748) ratified to said Mr. John Thorburn by said **James Kincaid of that Ilk**, 11th December 1747, said Mr. John Thorburn having made payment to said William Seller 8000 merks, which was the principal sum due by **deceased John Kincaid of that Ilk** by the three heritable bonds. Confirmation by said **John Kincaid** and promise to pay Mr. John Thorburn the said principal sum of 8000 merks. The said Mr. John Thorburn disposed in favour of James Stevenson Rogers of Daldilling, Advocate, his heirs and assignees, the three annual rents granted to Mr. John Govan and his several sasines thereon. Said John Stevenson Rogers, by his Disposition and assignment, 20th August 1766, disposed to said **deceased Alexander Kincaid, father of above named Alexander**, the three annual rents to be uplifted from the lands of Mains, Milntown and Temple of Kincaid and Kinkell and disposed also the three principal sums. The said **deceased Alexander Kincaid** was infeft, to whom, said Alexander, his son, was served heir 5th August last and was infeft in the three annual rents. Now, seeing **John Kincaid, now of Kincaid, only son in life and lawful heir of said deceased John Kincaid**, has made payment of the principal sum of 8000 merks and interest, **Alexander Kincaid** asks receipt and discharges said **John Kincaid, now of Kincaid**, of the debt of the annual rents furth of that part of Kincaid called Kinkell and lands of Mains, Milntown and Temple of Kincaid and Kinkell. Written by **George Kincaid, son of said John Kincaid, now of Kincaid**, 25th November 1777 [National Archives of Scotland, Edinburgh, UK. RS3/352, General Register of Sasines, Reversions, etc.: Third Series. vol. CCCLIII, ff. 28-43, registered 12 December 1777. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].

- Hugh Ker, merchant, Greenock, seised, May 22. 1786, - in Kincaid, comp. Meikle & Little Kincaid, & Kinkell, and Teinds, par. Campsie; - in security of £1600; on Bond by **John Kincaid of Kincaid**, May 16. 1786. G. R. 433.50 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 858. Registered 1 June 1786].

- {Description:} XII. That Laigh House with the Middenstead, House, and Office, and part of Dainzell's Close, and the Fall or Shade built thereon, opposite to the Laigh House, all lying at the head of the close which sometime belonged to **George Dainsell, Merchant in Glasgow**, on the west side of the High Street, bounded by the lands of the successors of Henry Crawford on the north, the lands sometime of {blank} Norval on the west, the lands of Walter Gray, Tailor, on the south, and the western gavel of the large back tenement which belonged to **Elizabeth Dainsell**, and part of the close and shade not disposed on the east. {Former Proprietor:} **Mrs. Elizabeth Dainsell or Kincaid, wife of John Kincaid of Kincaid**. {Price:} £159 4s. 6d. {Date of Acquisition:} 6th March, 1787. ["Appendix B. Properties bought and possessed by the Glasgow Tontine Society." The Regality Club. Second series, part first. Glasgow: James Maclehose, 1889. p. 86].
- Sir William Gordon of Gordonstown, seised, Jun. 12. 1789, - in Kincaid, comp. Meikle & Little Kincaid, & Kinkell, par. Campsie; - in security of £1600, in Bond by **John Kincaid of Kincaid**, to Hugh Kerr, merchant, Hull, May 16. 1786; - on Disp. & Assig. by him, Apr. 24. 1789 (vide no. 858) G. R. 466.161 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 1538. Registered 15 June 1789].
- William Gordon, writer, Edinburgh, son of Sir William Gordon of Gordonstown, seised, Oct. 8. 1796, - in Kincaid, par. Campsie; - in security of £1600, in Bond by **John Kincaid of Kincaid**, to Hugh Kerr, merchant, Hull, May 16. 1786; - on Ch. Adjud. in Impl. by the said John Kincaid, Jul. 21. 1796 (vide no. 1538) G. R. 563.232 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 3234. Registered 12 October 1796].
- **John Kincaid of that Ilk**, gets Resig. ad Rem. Jan. 14. 1797, - of the £5 land of Kincaid, comp. Meikle & Little Kincaid, and Kinkell, par. Campsie; - on Proc. Resig. by himself, Jan. 14. 1797. G.R. 568.117. [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 3280. Registered 20 January 1797].
 - **Discussion:** "The original sasine was looked up and this additional information obtained:- The Procuratory of Resignation was granted by John Kincaid in favour of himself and his heirs and disponees whomsoever surrendering the lands in the hands of himself, as immediate lawful Superior, to the effect that the right of property of the said lands might be consolidated with the right of Superiority in the person of himself, his heirs, successors and disponees." [Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- 6 {March 1797}. **John Kincaid, Esq., of Kincaid**, in the 85th year of his age [Edinburgh Magazine and Literary Miscellany, Edinburgh, UK. Vol. 59 (March 1797), p. 214, col. 1].
 - **Discussion:** Clearly John Kincaid of that Ilk was the second surviving son of John Kincaid of that Ilk by Agnes Nisbet. His age of "in his 85th year" when he died on 6 March 1797 corresponds with their son, John, who was baptized on 29 September 1713. The renunciation by Alexander Kincaid, H.M. Stationer and Printer for Scotland, dated 25 November 1777, clearly show that the John Kincaid of that Ilk at that time was the son of John Kincaid of that Ilk and Agnes Nisbet. Baptismal records prove that the John Kincaid of that Ilk at that time was married to Elizabeth Danziel who actually got a disposition of a liferent of Kincaid by him the following year. Thus, this John Kincaid of Kincaid was the Laird of Kincaid from the time of his brother, James Kincaid of Kincaid's death in 1753 until his own death on 6 March 1797.
- **Elizabeth Dainziel, relict of John Kincaid of Kincaid**, seised, in liferent, Mar. 13. 1797, - in the mansion house, offices & garden of Kincaid, with the grounds & inclosures about the same, par. Campsie; - on Disp. by the said John Kincaid, Oct. 9. 1778. G.R. 571.14 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 3316. Registered 1 April 1797].
 - **Discussion:** "The original Sasine mentions **Mr. George Kincaid, 2nd son of deceased John Kincaid of Kincaid, as procurator, or agent, of Mrs. Elizabeth Dainziell, and Mr. James Kincaid, 3rd son of said deceased John**, as the agent who gave the sasine." [Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- Elizabeth Dalzell died on 10 April 1799 as noted by the following: "
{Apr 10} .. At Kincaid-house in Scotland, **Mrs. Eliz. Dalzell, relict of John Kincaid, esq. of Kincaid**" [Urban, Sylvanus. The Gentleman's Magazine and Historical Chronicle. Vol. 69. (1799). London: John Nichols, 1857. p. 357, col. 1].
- i. Margaret Kincaid.
 - **Margaret Kincaid**, daughter of **John Kincaid of that Ilk** and **Elizabeth Danziel**, was born on 14 October 1757 and *baptized* in Campsie Parish, Stirling on 24 October 1757.

- Margaret Kincaid married **David Gammell** on 24 May 1814 in Edinburgh Parish, Edinburgh, County Midlothian.
- Gourrock ... **David Gemmill**, eldest son of Alexander G., tailor, Kirkintilloch, and Margaret Gray ; educated at Univ. of Glasgow ; lichen. by Presb. of Glasgow 3rd May 1797 ; min. here 1798-1815. In 1815 he removed to Kirkintilloch, and was chief magistrate from 1826 till his death, 8th June 1842. He gave a site for the erection of St David's Church there, was the largest subscriber to the building fund, and preached at the opening of the church in 1836. He marr. (1) **Alicia** (died s.p. 1822), **eldest daugh. of John Kincaid of Kincaid** : (2) 12th Oct. 1824, Agnes, daugh. of Walter Scott of Neilston, Bonhill.--(Watson's Kirkintilloch, 327) [Scott, Hew. Fasti Ecclesiae Scoticae: The succession of ministers in the Church of Scotland from the Reformation. Edinburgh: Oliver and Boyd, 1920. Volume III: Synod of Glasgow and Ayr, p. 196].
- The **Rev. David Gemmill** {By Rev. Thomas Somerville, Blackfriars, Glasgow}. Was the son of Alexander Gemmill and his wife _____ Gray. He was born in the old Post Office building in the Ledgate, shortly before the American War. His father was the tailor and clothier of the district. He had a good connection with both gentle and semple, was of sober and thrifty habit, and came to have considerable property. He built the Old Post Office land, and acquired the Black Bull Inn, and nearly all the buildings down to Luggie Bridge. Young David attended the parish school, and being of a quick inquisitive disposition, made considerable progress. When he came to be a lad of twelve, he was called upon to work beside his father. In this also he manifested his readiness to learn, and could mount the board and ply the needle almost as deftly as his father before him. There is the joke that in after days when he asked the laird of Kincaid to come to his wedding, "Ay," he said, "I will, gin ye sort up my coat afore that." David being a lad of parts, and ambitious withal, gave attention to reading and the learning of Latin on the intervals of work. Before his teens were out he was able to enter the University of Glasgow. After a course in Arts and Theology, he was licensed by the Presbytery of Glasgow in 1797. In a year thereafter he was appointed minister of Gourrock, and was married to **Miss Alicia Kincaid of Kincaid House...** [Watson, Thomas. Kirkintilloch: Town and Parish. Glasgow: John Smith and Son, 1894. p. 327-328].
- The testament dative and inventar of **George Kincaid**, partner in George Kincaid and Company, sugar refiners in Edinburgh, *registered* in the Edinburgh Commissary Court on 16 October 1820, records that his heirs were his brother and sisters german. They were, with spouses for sisters, **John Kincaid, Esquire, of Kincaid, Rev. David Gemmial, on behalf of Mrs. Margaret Kincaid, his spouse; Mrs. Catherine Kincaid, relict of James Oswald, writer in Glasgow; Robert Pitcairn, writer in Edinburgh, on behalf of Mrs. Jean Kincaid, his spouse, and James Kincaid, residing in the United States of America.**

ii. **John Kincaid of Kincaid.** (to follow)

iii. **George Kincaid**, sugar refiner in Edinburgh.

- **George Kincaid**, son of **John Kincaid of that Ilk** and **Elizabeth Danziel**, was born on 25 January 1761 and *baptized* in Campsie Parish, Stirling on 5 February 1761.
- **Elizabeth Dainziel, relict of John Kincaid of Kincaid**, seised, in liferent, Mar. 13. 1797, - in the mansion house, offices & garden of Kincaid, with the grounds & inclosures about the same, par. Campsie; - on Disp. by the said John Kincaid, Oct. 9. 1778. G.R. 571.14 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 3316. Registered 1 April 1797].
 - **Discussion:** "The original Sasine mentions **Mr. George Kincaid, 2nd son of deceased John Kincaid of Kincaid, as procurator, or agent, of Mrs. Elizabeth Dainziell, and Mr. James Kincaid, 3rd son of said deceased John**, as the agent who gave the sasine." [Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- Sasine, 1st December 1777, to **John Kincaid of Kincaid** on Precept of Clare Constat, 1st December 1777, by said John Kincaid in favour of himself, brother of deceased James Kincaid of that Ilk, who died seised of lands of Kincaid in manner more fully mentioned and conform to disposition granted by deceased John Kincaid of that Ilk, his father, dated 19th January 1731, whereby he disposed to said deceased James Kincaid, then his eldest lawful son, the lands and others before specified, granted Precept of Sasine for infesting him, which sasine is dated 17th February and registered General Register of Sasines 11th April 1735, stating that he is the only brother of said James and that the same lands were held by his said deceased brother of said deceased John Kincaid, his father, and

are now held of himself as Superior, in virtue of the rights standing in his person and in virtue of a P.P.C. granted by John Napier of Craignannet for infefting him in said lands as heir to his said deceased father, 14th March 1757, recorded P.R.S. Stirling, 3rd July 1775, and thereby he has the right of Superiority, which stood in the person of his deceased father, John Kincaid, and the right of property which stood in the person of said deceased James Kincaid, his brother. Witnessed by **George Kincaid, his own second lawful son** [National Archives of Scotland, Edinburgh, UK. RS3/352, General Register of Sasines, Reversions, etc.: Third Series. vol. CCCLIII, ff. 10-15, registered 12 December 1777. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].

- Rammerscales "was sold to two brothers, James and William Bell, sons of a local landowner who had themselves gone into the Sugar business through an inheritance of an Estate in the West Indies. There were two refineries, one in Edinburgh and the main one in Glasgow - the Sugar House it was always called and their business prospered; a third brother Richard looked after the West Indian end - a very satisfactory arrangement [<http://www.clandonald.org.uk/cdm07/cdm07a08.htm>]. After Mounsey's death, the Newall family became tenants of the house. Major William Newall lived at the house through 1797. By then, Mounsey's soldier sons had all died and his three daughters sold the estate for £7,700 to James Bell, a Glasgow sugar merchant descended from a local family, whose mother was Mary Carruthers, of Hardriggs (1728-1808). James Bell lived at Rammerscales until his death in 1807. He and his brother William had the company of their niece Mary and her husband Donald Macdonald living at the house. It was their son, William Bell Macdonald (1807-1862) who eventually inherited the estate. William Bell Macdonald graduated in languages from Glasgow University and became well known as a linguist proficient in German, Greek, Hebrew, and Latin, but above all, in Coptic. One of their employees was a young man called Donald Macdonald who by great good fortune from his point of view, caught and held the eye of Mary Bell, a sister of James, William and Richard. Ultimately they married and since none of the three brothers married, they inherited Rammerscales. As a gesture of courtesy to his wife, Donald put her name before his own and their descendants as Bell Macdonald live there yet [<http://www.carothers-carruthers.com/rammerscales>].
- {February} 18. At Edinburgh, **George Kincaid, Esq. second son of the late John Kincaid, Esq. of Kincaid** [Edinburgh Magazine and Literary Miscellany, Edinburgh, UK. Vol. 6 (March 1820), p. 295, col. 2].
- The inventory of the estate of of **George Kincaid, Sugar Refiner in Edinburgh**, was registered in the Edinburgh Sheriff Court Inventories on 4 September 1820. His **sister Jean Kincaid, wife of Robert Pitcairn, writer in Edinburgh**, stated that he died intestate on 18 February 1820. George Kincaid was in partnership with William Bell, Esquire of Rammerscales and at the time of the inventory was entitled to assests amounting to £5933.3s.6 3/4d.
- The testament dative and inventar of **George Kincaid**, partner in George Kincaid and Company, sugar refiners in Edinburgh, was *registered* in the Edinburgh Commissary Court on 16 October 1820. He died at Edinburgh on 18 February 1820. It was given up by **John Kincaid, Esquire, of Kincaid**, Rev. David Gemmial, on behalf of **Mrs. Margaret Kincaid**, his spouse; **Mrs. Catherine Kincaid**, relict of James Oswald, writer in Glasgow; Robert Pitcairn, writer in Edinburgh, on behalf of **Mrs. Jean Kincaid**, his spouse, and **James Kincaid**, residing in the United States of America. **John, James, Margaret, Catherine, and Jean were the surviving brothers and sisters german and nearest in kin decerned to George Kincaid.** Robert Pitcairn, writer to the signet, was cautioner. At the time of death he had £5232.9.4 sterling due to him by George Kincaid and Company; capital stock of the Edinburgh Glasgow and Leech Shipping Company; and £250.14.2 and 3 farthings worth of household furniture and other movables.
- **Discussion:** There was a George Kincaid in New Orleans sometime between 1813 and 1835 since **George Kincaid & Company** were Plaintiffs in a case in the 1st Judicial Court, Orleans Parish 1813-1835 Docket # 8907 [Post by Don W. Kincaid to Kincaid-L on 21 September 2008].

iv. Carolina Kincaid.

- **Carolina Kincaid**, daughter of **John Kincaid of that Ilk** and **Elizabeth Danziel**, was born on 9 January 1762 and *baptized* in Campsie Parish, Stirling on 24 January 1762.

- Disposition and settlement, dated 24th March 1777, by **Alexander Kincaid, Esq., H.M. Printer and Stationer for Scotland**, in favour of (in event of his decease without heirs) his cousins german, Mark Kerr, Lieutenant in 17th Regiment of Dragoons, and Charles Kerr, Lieutenant in 43rd Regiment of Foot, and the heirs of their bodies, whom failing his heirs whomsoever and assignees, of his lands of Whitehouse and his houses in Edinburgh and his moveable and personal estate, with his two patents and all Bonds, Bills, &c., appoints them to be his sole executors with the burden of his debts and payment of the following legacies and annuities: to **John Kincaid of Kincaid** £500 Stg., to **John K., son of said John** £500 Stg., to **Alexander K., son of said John** £500, to **Carolina K., daughter of said John** £500 Stg., Robert Kerr, brother german of said Charles Kerr £500 Stg. [National Archives of Scotland, Edinburgh, UK. R D3/237/1: Register of Deeds Second Series, Durie's Office (Dur), vol. 237 pt. 1, folio 60. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 10 October 1959].
- **Caroline Kincaid, relict of James Oswald**, writer, Kirkintilloch, seised, in liferent, Sept. 3. 1787, - in the Mansion House, Office Houses, Garden, Orchard, and lands of Springfield, & Teinds, par. Campsie; on Bond & Disp. by said James Oswald, Aug. 13. 1784 (vide Dumbarton). G.R. 446.281 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 1179. Registered 19 Sept. 1787].
- The Representatives of James Oswald of Springfield, get Ren. May 9. 1789, by **Caroline Kincaid, relict of the said James Oswald**, - of the Mansion House, Office Houses, Garden, Orchard, and lands of Springfield, & Teinds, par. Campsie, (vide no. 1179); - and of her liferent right, in Bond and Disp. by said James Oswald, Aug. 13. 1784 (vide Dumbarton). G.R. 467.184 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 1552. Registered 6 July 1789].
- The testament dative and inventar of **George Kincaid**, partner in George Kincaid and Company, sugar refiners in Edinburgh, was *registered* in the Edinburgh Commissary Court on 16 October 1820. He died at Edinburgh intestate on 18 February 1820. It was given up by **John Kincaid, Esquire, of Kincaid**, Rev. David Gemmial, on behalf of **Mrs. Margaret Kincaid**, his spouse; **Mrs. Catherine Kincaid**, relict of James Oswald, writer in Glasgow; Robert Pitcairn, writer in Edinburgh, on behalf of **Mrs. Jean Kincaid**, his spouse, and **James Kincaid**, residing in the United States of America. **John, James, Margaret, Catherine, and Jean were the surviving brothers and sisters german and nearest in kin decerned to George Kincaid.** Robert Pitcairn, writer to the signet, was cautioner. At the time of death he had £5232.9.4 sterling due to him by George Kincaid and Company; capital stock of the Edinburgh Glasgow and Leech Shipping Company; and £250.14.2 and 3 farthings worth of household furniture and other movables.
- "The laird of Kincaid had a son and two daughters. One daughter was married to Mr. Oswald, writer. Glasgow, who became connected with the parish on being appointed clerk to the Woodhead Baron-Bailie court in 1775, and they had two daughters. On Mr. Oswald's death his widow came to reside in Kirkintilloch, in a two-storey thatched house at the foot of the Crofts, popularly known as the "Old Phoenix," from the insurance label on it. After having resided here for a number of years, she returned to Glasgow, and had the house in Kirkintilloch taken down and rebuilt. It is now the property of Mr. James Wood, who resides in it. Mr. Wood's mother, Jean Dollar, was for many years Mrs. Oswald's faithful and devoted attendant. Mrs. Oswald and her daughters afterwards removed to Viewfield Cottage, above Kincaid House, which the laird had built for his sister. After the death of her sister and mother, Miss Oswald made a will, bequeathing all her means to build schools in Campsie and Kirkintilloch, which in due time were built and named after Miss Oswald" [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 131].
- i. Margaret Oswald.
 - The inventory of the personal estate of **Margaret Oswald, lately residing at Viewfield near Campsie** was registered in the Stirling Sheriff Court on 11 February 1847. She died on 15 December 1846. Her inventory was valued at £1726.4.11 and included a promissory note by Robert Ferrie, portioner of Birdston. John Monteith, writer in Glasgow; William and James Stevenson, sons of William Stevenson portioner at Birdston; and Robert Moffat, grocer at Kirkintilloch were executors nominated by her by Disposition and Deed of Settlement dated 7 January 1843. In it she states she was the **daughter of the late James Oswald of Kirkintilloch** and refers to **Mrs Caroline Kincaid or Oswald her**

mother. She had title deeds to Bridgend and the haugh and Broadcroft adjacent thereto formerly belonging to Jean Oswald spouse of John Caulder; and a flat on the north side of what was formerly Duke Street but now George Street in the City of Glasgow. Bequest to Ann Buchanan, her servant and the poor of the Parish of Campsie. Residue of estate to support mother for her life then further bequests to her servant Ann Buchanan; the Minister and members of the Kirk Session of Campsie (for a new parish school in Lennoxton; the expenses of educating three students yearly there; for the expenses of educating three students at the School of Craighead; and a sum for the poor of the Parish); to the Minister and members of the Kirk Session and Managers of the Church of Saint Davids at Kirkintilloch (for their use and a sum for the expenses of educating three students at their school); to her cousin William Lennox Kincaid Lennox of Woodhead; to the Directors of the Royal Infirmary in Glasgow; to the Directors of the Deaf and Dumb Asylum of Glasgow; to the Directors of the Blind Asylum of Glasgow; to the Old Man's Society of Glasgow; and to the Directors of the Female Orphan Institution in Glasgow.

v. Jean Kincaid.

- **Jean Kincaid**, daughter of **John Kincaid of that Ilk** and **Elizabeth Danziel**, was born on 24 October 1764 and *baptized* in Campsie Parish, Stirling on 14 November 1764.
- The inventory of the estate of **George Kincaid, Sugar Refiner in Edinburgh**, was registered in the Edinburgh Sheriff Court Inventories on 4 September 1820. His **sister Jean Kincaid, wife of Robert Pitcairn, writer in Edinburgh**, stated that he died intestate on 18 February 1820. George Kincaid was in partnership with William Bell, Esquire of Rammerscales and at the time of the inventory was entitled to assests amounting to £5933.3s.6 3/4d.
- The testament dative and inventar of **George Kincaid**, partner in George Kincaid and Company, sugar refiners in Edinburgh, was *registered* in the Edinburgh Commissary Court on 16 October 1820. He died at Edinburgh intestate on 18 February 1820. It was given up by **John Kincaid, Esquire, of Kincaid**, Rev. David Gemmial, on behalf of **Mrs. Margaret Kincaid**, his spouse; **Mrs. Catherine Kincaid**, relict of James Oswald, writer in Glasgow; Robert Pitcairn, writer in Edinburgh, on behalf of **Mrs. Jean Kincaid**, his spouse, and **James Kincaid**, residing in the United States of America. **John, James, Margaret, Catherine, and Jean were the surviving brothers and sisters german and nearest in kin decerned to George Kincaid.** Robert Pitcairn, writer to the signet, was cautioner. At the time of death he had £5232.9.4 sterling due to him by George Kincaid and Company; capital stock of the Edinburgh Glasgow and Leech Shipping Company; and £250.14.2 and 3 farthings worth of household furniture and other movables.

vi. James Kincaid.

- **James Kincaid**, son of **John Kincaid of that Ilk** and **Elizabeth Danziel**, was born on 3 October 1766 and *baptized* in Campsie Parish, Stirling on 14 November 1766.
- **Discussion:** He was deceased by October 1799 and likely by 1770 when the second James was born.

vii. Agnes Kincaid.

- **Agnes Kincaid**, daughter of **John Kincaid of that Ilk** and **Elizabeth Danziel**, was born on 22 March 1769 and *baptized* in Campsie Parish, Stirling on 4 April 1769.
- **Discussion:** She was deceased by October 1799.

viii. James Kincaid.

- **James Kincaid**, son of **John Kincaid of that Ilk** and **Elizabeth Danziel**, was born on 13 June 1770 and *baptized* in Campsie Parish, Stirling on 19 June 1770.
- **Elizabeth Dainziel, relict of John Kincaid of Kincaid**, seised, in liferent, Mar. 13. 1797, - in the mansion house, offices & garden of Kincaid, with the grounds & inclosures about the same, par. Campsie; - on Disp. by the said John Kincaid, Oct. 9. 1778. G.R. 571.14 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 3316. Registered 1 April 1797].
- **Discussion:** "The original Sasine mentions **Mr. George Kincaid, 2nd son of deceased John Kincaid of Kincaid, as procurator, or agent, of Mrs. Elizabeth Dainziell, and Mr. James Kincaid, 3rd son of said deceased John**, as the agent who gave the sasine." [Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- The testament dative and inventar of **George Kincaid**, partner in George Kincaid and Company, sugar refiners in Edinburgh, was *registered* in the Edinburgh Commissary Court on 16 October

1820. He died at Edinburgh intestate on 18 February 1820. It was given up by **John Kincaid, Esquire, of Kincaid**, Rev. David Gemmial, on behalf of **Mrs. Margaret Kincaid**, his spouse; **Mrs. Catherine Kincaid**, relict of James Oswald, writer in Glasgow; Robert Pitcairn, writer in Edinburgh, on behalf of **Mrs. Jean Kincaid**, his spouse, and **James Kincaid**, residing in the United States of America. **John, James, Margaret, Catherine, and Jean were the surviving brothers and sisters german and nearest in kin decerned to George Kincaid.** Robert Pitcairn, writer to the signet, was cautioner. At the time of death he had £5232.9.4 sterling due to him by George Kincaid and Company; capital stock of the Edinburgh Glasgow and Leech Shipping Company; and £250.14.2 and 3 farthings worth of household furniture and other movables.

- The Lennox of Woodhead Estate Papers contain two letters written in 1825 to **George Kincaid (brother of John Kincaid of Kincaid) from their brother, James Kincaid of Georgetown, District of Columbia** [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 10/11].
- **Kincaid, James**; nativity, Glasgow, Scotland; arrived at Alexandria in the ship William and John, Capt. Woodhouse, in 1807; Declaration of Intention, 30 Apr. 1816; Proof of Residence, 29 Jan. 1820, witnesses, John Laird, John Murdock; naturalization granted 31 Jan. 1820 [Boyer, Carl. Ship Passenger Lists: the South, 1538-1825. Newhall, California, 1979. Volume 3, p. 103].
- {Deaths} **Jas. Kincaid**, age 53, at Georgetown, D.C. on Sunday 10 June 1827 [The New York Evening Post, New York, USA. Wednesday, 13 June 1827].
 - **Discussion:** The family charts of Heather Veronica Kincaid of Kincaid also records that he died in Georgetown, on 10 June 1827
- For sale. The three story Brick Dwelling House in West St. Georgetown, lately the residence of **James Kincaid, Esq. deceased**, containing eight rooms, pantry, and cellars, all in complete repair. The House is conveniently arranged and situated in a most agreeable neighborhood. The lot extends through to Beall St. on which is erected a small two story Frame House. This property will be sold separately, if required. The titles are clear and indisputable, and, for cash, a great bargain may be had. Should it not be sold at private sale previous to Monday, the 1st October, it will on that day be offered for sale by Thomas C. Wright, Auctioneer. For terms apply to the undersigned, living on the premises. George Kincaid. Georgetown, Sept 10 -2sw3w [Daily National Intelligencer, Washington, District of Columbia, USA. Saturday, September 29, 1827, page 1, column 4].
- i. James or George Kincaid.
 - **Discussion:** The family charts of Heather Veronica Kincaid of Kincaid records James as a son and that he died in New Orleans in 1828. A family chart in the Lennox of Woodhead Estate papers records sons John and George.
- ii. John Kincaid.
 - **Discussion:** The family charts of Heather Veronica Kincaid of Kincaid records him as a son and that he died in New Orleans on 8 May 1833.
- ix. Alexander Kincaid.
 - **Alexander Kincaid**, son of **John Kincaid of that Ilk** and **Elizabeth Danziel**, was born on 21 April 1772 and *baptized* in Campsie Parish, Stirling on 31 May 1772.
 - Disposition and settlement, dated 24th March 1777, by **Alexander Kincaid, Esq., H.M. Printer and Stationer for Scotland**, in favour of (in event of his decease without heirs) his cousins german, Mark Kerr, Lieutenant in 17th Regiment of Dragoons, and Charles Kerr, Lieutenant in 43rd Regiment of Foot, and the heirs of their bodies, whom failing his heirs whomsoever and assignees, of his lands of Whitehouse and his houses in Edinburgh and his moveable and personal estate, with his two patents and all Bonds, Bills, &c., appoints them to be his sole executors with the burden of his debts and payment of the following legacies and annuities: to **John Kincaid of Kincaid** £500 Stg., to **John K., son of said John** £500 Stg., to **Alexander K., son of said John** £500, to **Carolina K., daughter of said John** £500 Stg., Robert Kerr, brother german of said Charles Kerr £500 Stg. [National Archives of Scotland, Edinburgh, UK. R D3/237/1: Register of Deeds Second Series, Durie's Office (Dur), vol. 237 pt. 1, folio 60. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 10 October 1959].

- 22 {March 1791}. At Kincaid, **Mr. Alexander Kincaid, son of John Kincaid of Kincaid, Esq.** [Edinburgh Magazine and Literary Miscellany, Edinburgh, UK. Vol. 53 (March 1791), p. 155].
 - On Tuesday last died at Kincaid, **Mr Alexander Kincaid, son of John Kincaid of Kincaid, Esq.** [The Glasgow Advertiser and Evening Intelligencer, Glasgow, UK. Monday March 21 to Friday March 25th 1791 issue. Abstracted by Pat Newman (PSNewman@overdale17.freemove.co.uk) and forwarded to Peter A. Kincaid by email dated 2 May 2000].
- x. Mary Kincaid.
- **Mary Kincaid**, daughter of **John Kincaid of that ilk** and **Elizabeth Danziel**, was born on 11 November 1774 and *baptized* in Campsie Parish, Stirling on 29 November 1774.

John Kincaid of Kincaid [20 January 1759 - 7 February 1832; Laird from 6 March 1797].

- John Kincaid, son of John Kincaid and Elizabeth Danziel, was baptized in Campsie Parish, Stirling on 30 January 1759.
 - {1759} January ... 30 ... s[ai]d Day **John Kincaid of that ilk & Elizabeth Danziel** his spouse had their child baptized called **John**, witnesses **James Kincaid of Auchinreoch** and Wm Oswald [GROS, O.P.R. Births, Campsie Parish, Stirling County. John Kincaid, 30 January 1759, 475/2, LDS film no. 1041973].
- The Children of John Kincaid of that ilk and Mrs Elizabeth Danziel his spouse owing to a neglect of the Revd Mr Bell who Baptised them all at the House of Kincaid were not regularly incerted in the Parish Register - But Being found Recorded in the Family Bible of Kincaid are now enroled as follows - viz.

Margaret Kincaid Born 14th October and Baptised the 24th currt. 1757

John Kincaid Born the 20th Jany and Baptised the 30th currt 1759

George Kincaid Born the 25th Jany and Baptised the 5th Feby 1761

Carolina Kincaid Born the 9th Janry and Baptised the 24th currt 1762

Jean Kincaid Born the 21st October and Baptised 14th Nover 1764

James Kincaid Born 3d October and Baptised 11th Novemer 1766 - Now Dec'd -

Agnes Kincaid Born 22d March and Baptised the 4th April - 1769 - Now Dec'd

James Kincaid Born 13th June and Baptised the 19th 1770

Alexander Kincaid Born the 21st of April and Baptised the 31st of May 1773 Dec'd

Mary Kincaid Born 11th Nover and Baptised the 29th currt 1774

The above names were all incerted in the parish register by David Gammell {undecipherable} Clerk on {unreadable} October 1799 {unreadable} by James Lapslie [GROS, O.P.R. Births, Campsie Parish, Stirling County. 475/2].

- Disposition and settlement, dated 24th March 1777, by **Alexander Kincaid, Esq., H.M. Printer and Stationer for Scotland**, in favour of (in event of his decease without heirs) his cousins german, Mark Kerr, Lieutenant in 17th Regiment of Dragoons, and Charles Kerr, Lieutenant in 43rd Regiment of Foot, and the heirs of their bodies, whom failing his heirs whomsoever and assignees, of his lands of Whitehouse and his houses in Edinburgh and his moveable and personal estate, with his two patents and all Bonds, Bills, &c., appoints them to be his sole executors with the burden of his debts and payment of the following legacies and annuities: to **John Kincaid of Kincaid** £500 Stg., to **John K., son of said John** £500 Stg., to **Alexander K., son of said John** £500, to **Carolina K., daughter of said John** £500 Stg., Robert Kerr, brother german of said Charles Kerr £500 Stg. [National Archives of Scotland, Edinburgh, UK. R D3/237/1: Register of Deeds Second Series, Durie's Office (Dur), vol. 237 pt. 1, folio 60. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 10 October 1959].
- **Kincaid, Janet (or Lands) wife of John Kincaid, yr of Kincaid, to her father Robert Lands of Robroyston**, who died 13th Oct. 1780 - Hr. Spl., in parts of Robroyston, with parts of the Mills of Bedlay & Robroyston, in the parish of Calder - Lanarkshire. 17th Sept. 1783 [Decennial Indexes to the Services of Heirs in Scotland, Vol. 2: 1780-1789, no. 10, registered 14 November 1783].
- **Agnes, Isabella, Janet, and Katherine Landes, as heir portioners to Robert Landes of Robroyston, their father**, seised, Nov. 24. 1783, - in parts of Robroyston, parts of the Mill thereof, and Bedlay Mill, and lands of Cosnochhill, par. Calder; - (Over Carmyle, and part of Clydesmill, par. Old Monkland, in

warrandice), and part of Auchinairn, par. Calder; on Pr. Chan. Nov. 14. 1783. P.R. 24.344 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 327. Registered 27 November 1783].

- **Discussion:** Further records relating to the estate of Robert Landes of Robroyston are provided below to prove further descent of the Kincaids of that ilk.
- **John Quin, Lieut. of one of the late Independent Companies of Foot, & Isabella Landes, his spouse**, execute Disch. Ren. & Agreement, Dec. 2. 1783, by which they renounce their respective provisions in mar. con. Jan. 30. 1782, and enter into an agreement relative to the price of that part of the landes of Robroyston, belonging to the said **Isabella Landes**, which they sold for £1700 to **Agnes Landes, her sister**. P.R. 24.850 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 328. Registered 5 December 1783].
- **Agnes Landes, daughter of Robert Landes of Robroystown**, seised, Apr. 5. 1784, - in the fourth part pro indivisio of parts of Robroystown, & parts of the Mills of Robroystown, & Bedlay, & part of Cosnockhill, par. Calder; - (part of Over Carmyle, & part of Clydesmill, par. Old Monkland, in warrandice); part of Auchennairn, and part of Mill of Bedlay, & others, par. Cadder; - on Disp. by **Isobel Landes, spouse of John Quinn**, Lieut. in one of the late Independent Companies of Foot, Dec. 2. 1783. P.R. 25.70 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 404. Registered 3 May 1784].
- **Agnes Landes, daughter of Robert Landes of Robroyston**, seised, May 14. 1785, - in the fourth part of parts of Robroyston, & parts of the Mills of Robroyston & Bedlay; and Cosnuchhill, par. Calder; - (part of Over Carmyle, & part of Clydesmiln, par. Old Monkland, in warrandice); part of Callmoss, part of Auchennairn, and parts of Mill of Bedlay, & others, par. Cadder; - on Disp. by **Janet Landes, and John Kincaid younger of Kincaid, her husband**, May 11. 1785. P.R. 25.422 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 534. Registered 29 June 1785].
- **John Kincaid younger of Kincaid, & Janet Landes, his spouse**, seised, in fee & liferent respectively, May 14. 1785, in three fourth parts of parts of Robroystown, & parts of the Mills of Robroystown & Bedlay, Cosnuchhill, part of Calmoss, parts of Auchennairn, and part of Mill of Bedlay, par. Cadder; - in security of £2300; on Bond by **Agnes Landes, daughter of Robert Landes of Robroystown**, May 11. 1785. P.R. 25.423 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 535. Registered 29 June 1785].
- **Agnes Landes, daughter of Robert Landes of Robroyston**, gets Ren. May 9. 1787, by **John Kincaid of Auchinnairn, & Janet Landes, his spouse**, - of parts of Robroyston, & others, Par. Cadder; and of £2300, in Bond, May 11. 1785 (vide no. 535) G.R. 443.108 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 824. Registered 16 May 1787].
- **Agnes, Isobel, & Catherine Landes; daughters & heir of Robert Landes of Rabrieston**, get Ren. Jan. 4. 1787, by the College of Glasgow; - of Rabrieston, & Mill, with parts of Coshnochhill, & Miln of Bedlay, par. Calder; - and of £500, in Bond & Disp. by the said Robert Landes, May 18. 1757. P.R. 26.433 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 735. Registered 6 January 1787].
- **John MacDonald, Lieut.-Col. 81 Reg. of Foot**, seised, May 9. 1787, - in parts of Robroyston, parts of the Mill thereof, and Bedlay Mill, and lands of Cosnochhill, par. Calder; - (Over Carmyle, and part of Clydesmill, par. Old Monkland, in warrandice), and part of Auchinairn, par. Calder; in security of £2300; on Bond by **Agnes & Katherine Landes, daughters of Robert Landes late of Robroystone**, May 9. 1787. G.R. 443.114. [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 825. Registered 16 May 1787].
- The Trustees of Lieut. - Col. John MacDonald, of Hunterfield, seised, Dec. 2. 1815, - in parts of Robroystone, and others; in security of £2000; in Bond & Disp. by **Agnes Landess, daughter of Robert Landess of Robroystone, and Catherine Landess, her sister, relict of Major Hugh Lamont**, 73d Reg. of Foot, to the said John MacDonald, May 9. 1787; and Deed of Settlement by him, to said Trustees, 1799; - on Ch. Adjud. in Impl. by **Archibald Lamont of Robroystone**, heir at law & of provision to the said **Agnes & Catherine Landess**, Aug. 9. 1815. (vide no. 825). G.R. 1010.22 [Abridgement of Sasines. Glasgow, 1809-1820, vol. 2, no. 10,340. Registered 26 December 1815].
- **Archibald Lamont of Robroyston, heir and representative of Agnes and Katherine Landes, daughters of Robert Landes of Robroyston**, gets Ren. Jun. 4. 1816, by the

Trustees of Lieut.-Col. John MacDonald of Hunterfield, - of parts of Robroyston, & others, - & of £2000, balance of £2300, in Bond by the said **Agnes & Katherine Landes**, to the said John MacDonald, May 9. 1787. (vide no. 10,340). G.R. 1022.133. [Abridgement of Sasines. Glasgow, 1809-1820, vol. 2, no. 10,553. Registered 5 June 1816].

- **Agnes Landess, daughter of Robert Landess of Robroyston**, seised, Sept. 15. 1794, - in £3.15s.9 3/4d. lands of the lands of Robroyston, par. Calder; -(part of Over Carmyle, with the manor place and part of Clydesmiln, par. Old Monkland, in warrandice); - three fourth parts of the 10 s. 10d. land of Auchenairn with parts of the Miln of Bedlay, par. Calder; - on Ch. Adjud. in Impl. G.S. Jun. 2. 1794. P.R. 35.417 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2393. Registered 16 September 1794].
- **Agnes Landess, daughter of Robert Landess of Robroyston, Isobella Landess, spouse of John Quinn**, Lieut. in one of the late Independent Companies of Foot, - & **John Kincaid, son of John Kincaid younger of Kincaid**, - as heirs portioners to the said **Robert Landess, their father & grandfather** respectively seised, Sept. 15. 1794, - in three fourth parts of parts Robroyston, par. Calder; on Pr. Cl. Con. by the said **Agnes Landess**, Sept. 13. 1794. P.R. 35.418 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2394. Registered 16 September 1794].
- **Agnes Landess of Robroyston**, gets Resig. ad Rem. Sept. 15. 1794, - of three fourth part of parts of Robroyston, par. Cadder, on Proc. Resig. by herself, & **Isobella Landess, spouse of John Quinn**, Lieut. of one of the late Independent Companies of Foot, & **John Kincaid, son of John Kincaid younger of Kincaid**, Sept. 11. 13. 1794. P.R. 35.420 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2395. Registered 16 September 1794].
- **Archibald Lamont of Robroyston**, seised, Mar. 21. 1807, - in parts of Robroyston, with part of mill of Bedlay, and lands of Coshnockhill, par. Cadder; - (& parts of Over Carmyle with the manor place and parts of the Mill of Clydesmill, par. Old Monkland, in warrandice); - on Ch. Resig. and Adjud. G.S. Dec. 20. 1806. (vide Lanark). G.R. 781.117. [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 6346. Registered 3 April 1807].
- **Archibald Lamont of Robroyston**, as heir to **Robert Landes of Robroyston, his grandfather**, seised, Dec. 26. 1807, - in the fourth part pro indivisio of the 28s. 11d. land of Robroyston, and 14s. 10 1/3d. land of Robroyston, with parts of the mills of Robroyston and Bedlay and the lands of Coshnockhill effeiring thereto; fourth part pro indivisio of a third part of Robroyston extending to a 28s. 10d. land with part of the Mill of Robroyston and of the lands of Coshnockhill and part of the Mill of Bedlay thereto belonging, par. Calder; - (and fourth part pro indivisio of the 38s. land of Over Carmyle with part of the Mill of Clydes Miln belonging thereto in warrandice, par. Old Monkland); - fourth part pro indivisio of of part of the 14s. 5 1/2d. land of Robroyston which is called the fourth part of the same comp. the whole part of the Mill and Mill lands of Robroyston corresponding to the said 14s. 5 1/2d. land, & these parts of the said lands of Robroyston called Coveniency and Pitted or Limestone ground belonging thereto, with that part of the Common Loan or Entry from the south side of the Town of Robroyston, & part of the Callmoss & Bedlay Mill belonging thereto, par. Cadder; - on Pr. Cl. Con. by himself, Dec. 26. 1807. G.R. 806.234 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 6750. Registered 22 February 1808].
- **Archibald Lamont of Robroyston**, gets Resig. ad Rem. Dec. 26. 1808 (1807 M.B.), of the fourth part pro indivisio of the 28s. 11d. land of Robroyston, and 14s. 10 1/3d. land of Robroyston, with parts of the mills of Robroyston and Bedlay and the lands of Coshnockhill effeiring thereto; fourth part pro indivisio of a third part of Robroyston extending to a 28s. 10d. land with part of the Mill of Robroyston and of the lands of Coshnockhill and part of the Mill of Bedlay thereto belonging, par. Calder; - (and fourth part pro indivisio of the 38s. land of Over Carmyle with part of the Mill of Clydes Miln belonging thereto in warrandice, par. Old Monkland); - fourth part pro indivisio of of part of the 14s. 5 1/2d. land of Robroyston which is called the fourth part of the same comp. the whole part of the Mill and Mill lands of Robroyston corresponding to the said 14s. 5 1/2d. land, & these parts of the said lands of Robroyston called Coveniency and Pitted or Limestone ground belonging thereto, with that part of the Common Loan or Entry from the south side of the Town of Robroyston, & part of the Callmoss & Bedlay Mill belonging thereto, par. Cadder; - on Proc. Resig. by himself, Dec. 26. 1807. G.R. 806.243 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 6751. Registered 22 February 1808].

- **John Kincaid jun., of Kincaid**, seised, Sept. 27. 1788, - in parts of Auchinairn, half of Broominch, and parts of Mills of Bedlay, and Teinds, par. Calder; - under burden of £1500; on Disp. by the Trustees of Dr. William Leechman, principal of the University of Glasgow, May 18. - Jun. 2. 1786. P.R. 28.295 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 1041. Registered 30 September 1788].
 - **John Kincaid jun., of Kincaid**, gets Ren. Apr. 28. - May 7. 1788, by the Trustees of Dr. William Leechman, principal of the University of Glasgow, - of parts of Auchinairn, & others, par. Calder; - and of £900, part of £1500, in Disp. May 18. - Jun. 2. 1786 (vide no. 1041) P.R. 28.297 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 1042. Registered 30 September 1788].
 - **John Kincaid jun., of Kincaid**, gets Ren. Dec. 14. 1793, - Jan. 3. 1794, by the Trustees of Dr. William Leechman, principal of the University of Glasgow, - of parts of Auchinairn, and others, par. Calder; - and of £600, balance of £1500, in Disp. by the said Trustees, May 18. - Jun. 2. 1786 (vide no. 1042) P.R. 35.22 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2222. Registered 17 January 1794].
- **John Kincaid younger of Kincaid**, seised, Sept. 12. 1789, - in parts of Auchinairn called Langlee, par. Cadder; on Disp. by Robert Marshall of Littlehill of Auchinairn, May 13. 1789. P.R. 29.188 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 1239. Registered 27 October 1789].
- Died lately, at Auchinairn, **Mrs. Kincaid, wife of John Kincaid, jun. of Kincaid, Esq.** [Edinburgh Advertiser, Edinburgh, UK. 2 April 1790, page 6, column 2].
- **John Kincaid younger of Kincaid**, seised, Jul. 11. 1791, - in 12 Elms of ground in breadth along the whole east boundary of Auchinairn, being part of Auchinairn, par. Cadder; - on Disp. by Robert Marshall of Littlehill of Auchinairn, Jul. 8. 1791. P.R. 31.28 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 1558. Registered 3 August 1791].
- **John Kincaid of Auchinairn**, seised, Mar. 9. 1796, - in 20 acres of the lands of Auchinairn, par. Calder; - on Disp. by Robert Marshall of Littlehill of Auchinairn, Nov. 5. 1792. P.R. 34.18 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2034. Registered 6 May 1793].
- Alexander Donaldson, merchant, Glasgow, seised, Sept. 20. 1793, - in parts of Auchinairn, with parts of Mill of Bedlay, and Teinds, par. Calder; - in security of £600; on Bond & Disp. by **John Kincaid younger of Kincaid**, Sept. 11. 1793. P.R. 34.283 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2143. Registered 28 September 1793].
 - On 20 September 1793, **John Kincaid younger of Kincaid** gave and instrument of sasine to Alexander Donaldson, merchant in Glasgow, of parts of lands of Auchinairn, regality of Glasgow [National Archives of Scotland, Edinburgh, UK. GD1/223/9].
 - **John Kincaid younger of Kincaid** gets Ren. Dec. 31. 1793, by Alexander Donaldson, merchant, Glasgow, - in parts of Auchinairn, & others, par. Calder; - and of £600; in Bond & Disp. Sept. 11. 1793. (vide no. 2143). P.R. 35.20 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2221. Registered 17 January 1794].
- **John Kincaid of Auchinairn**, seised, Oct. 1. 1793, - in the half of the 16 s. 3d. land & 10s. 10 d. land of Auchinairn, with part of Mill of Bedlay, & Teinds, par. Calder; - & half of a paffle of the lands of Ballornock called Broominch Know, bar. par. Glasgow; - on Disp. by Robert Marshall, farmer, sometime in Lumloch now of Little hill of Auchinairn, Jun. 26. 1793. P.R. 34.380 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2189. Registered 29 November 1793].
 - William Davidson, farmer, Little Hill of Auchinairn, as heir to Stephen Davidson in Dinuan of Eaglesham, his father, seised, Jan. 26. 1799, - in the half of the 16 s. 3d. land - and of the 10s. 10 d. land of Auchinairn, with part of the Mill of Bedlay, and Teinds, par. Calder; - & half of a poffle of Bollornock contiguous to Auchinairn commonly called the Broom Inch Know extending to 3 1/2 acres, bar. par. Glasgow; - under exception; - on Feu Con. between Charles Stirling, merchant, Glasgow, and **John Kincaid of Auchinairn**, Oct. 8. 1794; Disp. and Assig. by the said **John Kincaid**, and Robert Marshall of Little Hill of Auchinairn, to the said Stephen Davidson, Dec. 6.7. 1796; & Ret. Gen. Serv. Dec. 5. 1798. P.R. 41.74 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 3316. Registered 14 February 1799].
- John Miller residing at Breadiesholm, seised, Jan. 4. 1794, - in parts of Auchinairn, with parts of the Mill of Bedlay, par. Calder; in security of £1400; - on Bond and Disp. by **John Kincaid younger of Kincaid**, Dec. 27. 1793. P.R. 85.64 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2240. Registered -- -- 1794].

- George Millar at Gartcraig, as heir to John Millar residing at Breadiesholm, his father, seised, Dec. 6. 1805, - in parts of Auchinearn with parts of the Mill of Bedlay, par. Calder; in security of £1400; - in Bond & Disp. by **John Kincaid younger of Kincaid**, to the said John Millar, Dec. 27. 1793; - on Pr. Cl. Con. by John Craig of Auchinearn, Oct. 4. 1805 (vide no. 2240). P.R. 64.26. [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 5763. Registered 6 December 1805].
- John Renny, shoemaker, Tollcross, seised, May 14. 1796, - in 4 acres & 30 falls of the lands of Auchinairn with the Houses thereon, par. Calder; on Feu Ch. by **John Kincaid of Auchinairn**, May 11. 1796. P.R. 37.432. [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2766. Registered 2 July 1796].
- William Watt, weaver, Tollcross, seised, May 14. 1796, - in part of Auchinairn and Houses thereon, par. Calder; - on Feu Ch. by **John Kincaid of Auchinairn**, May 11. 1796. P.R. 37.433 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2767. Registered 2 July 1796].
- Robert Marshall, portioner, Littlehill of Auchinairn, seised, Dec. 30, 1797, - in about 6 acres of the lands of Auchinairn with the Houses thereon, par. Calder; on Feu Con. between him, and **John Kincaid of Auchinairn**, May 24. 1797. P.R. 39.370 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 3077. Registered 26 February 1798].
- James Jarvie, weaver, Auchinairn, seised, Dec. 3. 1801, - in a Park or Inclosure called the North Park of the lands of Auchinairn consisting of 6 acres with the Houses thereon, par. Calder; -on Feu Ch. by **John Kincaid, younger of Kincaid & Auchinairn**, to William Thomson, Tailor, Auchinairn, Apr. 3. 1789; Disp. and Assig. by him, to Hugh Fleming, weaver & Portioner, Auchinairn, Aug. 9. 1792; & Disp. & Assig. by him, P.R. 47.42 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 4234. Registered 23 December 1801].
- John Craig, merchant, Glasgow, seised, Jan. 14. 1800, - in parts of Auchinairn, par. Calder; - under burden of £4000; - on Disp. by **John Kincaid of Kincaid**, Jun. 12. 1799. P.R. 42.306. [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 3577. Registered 20 January 1800].
- **John Kincaid of Kincaid, as heir to John Kincaid of Kincaid, his father**, seised, Jul. 12. 1800, - in the £5 land of Kincaid, comp. Meikle & Little Kincaid & Kinkell, & miln & miln lands, there of, par. Campsie; - on Pr. Cl. Con. by Lieut. Gabriel Forrester younger of Craigannet, Jun. 28. 1800. (vide no. 3967) P.R. 36.100 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 3942. Registered 31 July 1800].
- **John Kincaid of Kincaid, as heir to John Kincaid of Kincaid, his father**, seised, Sept. 13. 1800, - in the £5 land of Kincaid, comp. Meikle & Little Kincaid & Kinkell, & miln & miln lands, par. Campsie; - on Pr. Cl. Con. by Lieut. Gabriel Forrester younger of Craigannet, Jun. 28. 1800. (vide no. 3942) G.R. 623.1 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 3967. Registered 19 September 1800].
- Oct. 13. At Woodheadhouse, John Kincaid of Kincaid, Esq; to Miss Cecilia Lennox, daughter of the late William Lennox of Woodhead [Edinburgh Magazine and Literary Miscellany, Edinburgh, UK. Vol. 62 (November 1800), p. 778-779].
 - Cecilia Lennox (Kincaid) d 19 May 1817 aged 52 [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 2 (in possession of Madame Arabella Kincaid of Kincaid) at page 73].
- **Cecilia Lennox, spouse of John Kincaid of Kincaid**, seised, Nov. 8. 1800, - in the £5 land of Kincaid, comp. Meikle & Little Kincaid & Kinkell, par. Campsie; - in security of a life rent annuity of £300; on mar. con. Oct. 11. 1800. G.R. 625.190 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 4002. Registered 12 November 1800].
 - **Discussion:** "Sasine, 8th November 1800, to **Mrs. Cecilia Lennox, alias Kincaid, younger daughter of deceased William Lennox of Woodhead, and wife of John Kincaid of Kincaid**, on Contract of Marriage betwixt said John Kincaid and said Mrs. Cecilia Lennox, in annuity of £300 stg. after the decease of her said husband, to be uplifted furth of the lands of Kincaid -- the £5 land of old extent, comprehending Meikle and Little Kincaid and Kinkell, tower or mansion house &c., parish of Campsie, shire of Stirling." [Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- John Kincaid of Kincaid had his coat of arms matriculated on 29 July 1808 as follows:
Kincaid John, of Kincaid in the County of Sterling Esquire Bears Gules a fess Ermine between two Mulletts in Chief Or and a triple towered Castle in Base Argent masoned Sable, which last the Family have been in use to carry in their Shields from an Honourable exploit of one of their ancestors in recovering the Castle of Edinburgh from the English in

the time of Edward the first, in consequence of which he was made Constable of the Castle and his posterity enjoyed that office for many years. Crest, a triple towered Castle Argent masoned Sable and issuing therefrom a dexter arm from the shoulder embowed, vested in tartan and grasping a drawn broadsword all proper. Motto, This I'll defend. Supporters, Two Highlanders dressed in the highland garb and armed with steel Cuirasses each holding a Lochaber Ax all proper.

Mat.d 29 July 1808. John Ker L. A. C.

[*Public Register of all Arms and Bearings in Scotland*. Edinburgh: Lord Lyon Office, 1677-. 2: 23].

- **John Kincaid of Kincaid, son & heir of John Kincaid**, gets Ren. May 30. 1809, by William Gordon residing in Heriot Row, Edinburgh, -of Kincaid, par. Campsie; - and of £1600, in Bond by the said **John Kincaid, sen.**, to Hugh Kerr, late merchant, Greenock, then in Hull, May 16. 1786. (vide no. 3234) G. R. 840.197 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 6130. Registered 31 May 1809].
 - **Discussion:** This renunciation by William Gordon, dated 30 May 1809, in favour of John Kincaid of Kincaid, son and heir of John Kincaid, further shows that he was the son of the John Kincaid of that Ilk who on 16 May 1786 gave a Bond to Hugh Kerr. In 1786 John Kincaid of that Ilk was married to Elizabeth Danziel. The John Kincaid of Kincaid at the time of the 30 May 1809 renunciation was married to Cecilia Lennox. Furthermore, the John Kincaid younger of Kincaid in 1786 was also known as John Kincaid of Auchinairn and was clearly married to Janet Landes, one of the heirs of Robert Landes of Robroyston. Thus, the above records prove that John Kincaid of Kincaid was married twice; first to Janet Landes and later to Cecilia Lennox. As Robert Landes of Robroyston was married to John Kincaid's aunt, Agnes Kincaid, John Kincaid likely married his first cousin.
- **John Kincaid of Kincaid**, seised, Mar. 8. 1810, - in 1 acre 3 roods 37 falls and 10 ells of ground mostly the old bed of the River in the parish of Campsie; - on Feu Ch. by Sir Charls Edmonstone of Duntreath, Feb. 28. 1810. G.R. 861.217 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 6363. Registered 13 March 1810].
- **John Kincaid of Kincaid**, seised, Mar. 8. 1810, - in parts of the Barony of Wester Kilsyth, viz. the Haugh Acres, Brae, Arnbrae, and parts of Dumbreck, par. Moniaburgh or Kilsyth; - and parts of the Barony of Campsie, viz. Damclous & Drummellan, par. Campsie; - on Ch. Resig. G.S. to Sir Charles Edmonstone of Duntreath, Feb. 3. 1810; and Disp. & Assig. by him Feb. 28. 1810. G.R. 861.261 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 6369. Registered 13 March 1810].
- **Cecilia Lennox**, or Kincaid, wife of **John Kincaid of Kincaid**, to **her brother, John Lennox of Woodhead**, who died 19 June 1811, heir portioner special in the barony of Antermoney. &c, Stirlingshire, 19th June 181. Margaret Lennox of Woodhead to her brother, John Lennox of Woodhead, who died 5th May 1811, heir portioner general in barony of Antermoney, &c., 19th June 1811 [Service of Heirs, 1790-1850. 26 June 1811, no. 37. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- **Margaret Lennox of Woodhead, & Cecilia Lennox, spouse of John Kincaid of Kincaid, as heirs portioners to John Lennox of Woodhead, their brother**, seised, Jun. 29. 1811, - in the Barony of Antermoney; lands of Inchbellie, Inchbreck, & Auchinrearie, comp. Gateside & Rooms of land called Easter and Wester Altown, lands and farms of Easter and Wester Craigends, par. Campsie; - lands of Auchinreoch, par.; - and Teinds; - on Pr. Chan. Jun. 24. 1811. P.R. 54.22 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 6733. Registered 29 June 1811].
- **John Kincaid of Kincaid**, seised, Oct. 8. 1811, - in the lands of Auchinreoch, par.; - on Disp. by Margaret Lennox of Woodhead, & **Cecilia Lennox**, with consent of the said **John Kincaid, her husband**, Oct. 7. 1811. G.R. 908.89 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 6830. Registered 11 October 1811].
 - **Discussion:** "Sasine, 8th October 1811, to **John Kincaid of that Ilk**, his heirs and disponees whatsoever, on Disposition, 7th October 1811, by Miss Margaret Lennox of Woodhead and Mrs. **Cecilia Lennox**, or Kincaid, **wife of said John Kincaid**, in the lands of Auchinreoch formerly part of the earldom of Wigton and barony of Cumbernauld, but are now disjoined therefrom and lie within the sheriffdom of Stirling." [Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4,

Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].

- **Kincaid House.** The main interest of this building, which is now a hotel, resides in its eastern block, which provides a good example of early 19th-century taste (Pl. 202 A). It was designed by David Hamilton, the architect of Lennox Castle (No. 324) and of the High Church of Campsie (No. 156), and was built about 1812. It is said to have been inspired by Inveraray Castle.

The block in question is an oblong two-storeyed building of droved ashlar measuring 70 ft. by 43 ft., and having at each corner a round tower which rises higher than the wall-heads. The central portion of the E. face is slightly advanced. The frontal towers and the walls between them finish in corbelled and crenellated parapets, that of the projection, which rises above the wall-head, being pierced. The roof is hipped and slated, and above the centre of it rises a low square tower with a large pointed window in its E. and W. faces. The E. facade shows, in the centre, the front door, with fanlight and narrow flanking lights, covered by a semicircular, parapeted portico resting on four columns, reeded and rather slim in their proportions. Above the portico, on the upper floor, there is a window with three pointed lights, and to right and left other three-light windows, those on the first floor being square-headed and those on the ground floor having segmental heads in the centre and round heads at the sides. Each tower shows two single lights on each floor, round-headed below and square-headed above, one being blind in each case. All the lower windows have lable mouldings. The sides have two-light windows on each floor, the easternmost ones being blind. A plain splayed plinth is present on all three sides, and a string-course at the level of the window-sills on each floor. The front door leads into a vestibule, and this communicates, through a glazed partition in which there are two thin fluted columns, with a spacious hall. A stone stair with bottle-nosed treads rises in its N.W. corner.

The older portions of the house adjoin the N. part of the W. side of the 1812 block. They comprise, on the S., the remains of the original house, believed to date from about 1690, and to the N. of this an addition of the mid-18th century. The original house seems to have been an oblong structure, of two storeys and an attic, measuring about 33 ft. by 19 ft. 9 in. Its masonry has been cemented over, but its crow-stepped W. gable still survives. The 18th-century addition is of droved ashlar and has a moulded eaves-course, a hipped roof and an outside stair on the west for access to the first floor. The windows, which have segmental arches on the ground floor and are square-headed on the first floor, show no signs of alteration, but a plan shown to the Commission's officers suggested that there had once been three storeys in the E. part of this building. The outbuildings and the basement cellage are no doubt contemporary with the E. block.

Kincaid House was the residence of the family of Kincaid of that Ilk, who formerly occupied an older house on the same site.

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28 September 1953

[The Royal Commission on the Ancient and Historical Monuments of Scotland. Stirlingshire: An inventory of the ancient monuments. Edinburgh: Her Majesty's Stationery Office, 1963. Volume II, page 357, no. 321].

- **Cecilia Lennox (Kincaid)** d 19 May 1817 aged 52 [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 2 (in possession of Madame Arabella Kincaid of Kincaid) at page 73. John Lennox Peareth did not supply the source of the abstract but it is among a list of entries that appear to have been taken from a family bible or death register].
- Burials. {1817}. **Lennox, Cecilia, spouse of John Kincaid of Kincaid**, Esq. died of Liver Complaint 24th May, aged {blank}. [GROS, O.P.R. Deaths, Campsie Parish, Stirling County. Cecelia Lennox, 24 May 1817, 475/03].
- **John Kincaid of Kincaid**, gets Grant, Jun. 16. 1824, by John Angus of Carlestone of Campsie, -of a Right of servitude and Tolerance of a Road on the lands of Carlestone leading to the Ironstone Quarry amongst the foot of the ground called Cargan Enclosure, par. Campsie. P.R. 112.33 [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 1320. Registered 13 November 1824].
- **John Kincaid of Kincaid**, Seised, Mar. 4. 1826, -in 5 Acres 37 Falls and 9 1/2 ells of ground of the eighth part of the Towns and lands of Birdstown and Teinds, par. Campsie; - (and a proportion effeiring thereto of one-eighth part of the 4 merk land of Breinzeit, one-eighths part of the meadow called Court Meadow, and one-eighth part of an Acre of land in Ballindroch in the middle of the Croft called Towerfauld, par.

Baldernock, in warrandice); -on Disp. by the surviving Trustee of John Muir, Portioner, Birdstown, with consent of John Muir jun., Portioner, Birdstown, Mary Muir, Jean Muir, Margaret Muir, and Robert Ferrie, Farmer, Balgrochan, her husband, and Jean Muir, and John Anderson, minister of the Relief Congregation, Kilsyth, her husband, Jan. 28. Feb. 8. 1826. P.R. 119.46. [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 1861. Registered 9 March 1826].

- **John Kincaid of Kincaid**, gets obligation, Jan. 28. 1826, by the surviving Trustee of John Muir, Portioner, Birdston, and John Muir, his eldest son, and Mary and Jean Muir, his children, -of the liberty and privilege of a Road along the east side of the land immediately south of a Field or Enclosure containing between 5 and 6 Acres, being part of the lands of Birdstown, par. Campsie, -purchased by the said John Kincaid, and that for 15 years from Martinmas 1825. P.R. 119.51. [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 1862. Registered 9 March 1826].
- At Stirling the thirteenth day of February Eighteen hundred and thirty three years In presence ut supra Compeared Frances William Clark Writer in Stirling and produced and gave in &c and whereof the tenors follow vizt Inventory of the Personal Estate of the **late John Kincaid Esquire of Kincaid who died at Kincaid upon the seventh day of February Eighteen hundred and thirty two** given up by **John Lennox Kincaid Esquire of Antermoney now John Lennox Kincaid Esquire of Woodhead** &c Michael Rowand Esquire Banker in Glasgow and Henry Gordon Esquire Writer in Glasgow Executors of the said John Kincaid Esquire nominated and appointed by his Will and Deed of Settlement dated the thirtieth day of May Eighteen hundred and thirty one.

1	Cash found in Mr Kincaids repositories after his death ten shillings	£0/10/0
	Carry foward	£0/10/0
	Brought forward	£0/10/0
2	The deceaseds household furniture Bed and table line carriage - Plate wines &c farm stock and implements of husbandry &c valued by Walter Gow licensed Appraiser conform to Inventory and valuation thereof dated twenty third March Eighteen hundred and thirty two herewith produced Six hundred and eighty nine pounds two shillings and one half penny sterling	£689/2½
3d	Balance due to the deceased upon his current account with Carrick Brown & Company Bankers Glasgow at the period of his death including interest Two thousand threee hundred and ninety eight pounds fourteen shillings and eight pence sterling	£2398/14/8
4th	Balance due to the deceased upon his stock account with the said Carrick Brown & Company at the period of his death including interest Three thousand one hundred and thirty nine pounds six shillings and nine pence sterling	£3139/6/9
5	Ten shares of the Capital stock of the West of Scotland Fire Insurance Company at Ten pounds per share One hundred pounds Stg	£100/0/0
6	Arrears of Rents falling due to the deceased under _ _ _ Executry per list herewith produced One hundred & fifty four pounds two shillings and six pence sterling	£154/2/6
	Carry forward	£6484/15/11½
	Brought forward	£6484/15/11
7	Amount of value of Machinery and intensils at Kincaid Printfield as per assignation thereto by the Trustee on the sequestrated Estate of David and Henry Inglis Linen Printers and Merchants and by David and Henry Inglis themselves bearing date the eighteenth of April Eighteen hundred and twenty seven - One thousand one hundred pounds fifteen shillings and eleven pence Stg	£1100/15/11
	Sum in the Inventory Seven thousand five hundred amd eighty two pounds eleven shillings and ten pence half penny (signed) Henry Gordon John Fraser	£7582/11/10½

At Stirling the twelfth day of February One thousand and eight hundred and thirty three In presence of John Fraser Esq Commissary Depute of the Commissariat of Stirling Appeared the said Henry Gordon one of and as acting for the other Executors of the said deceased John Kincaid Esquire who being solemnly sworn deponed that the said **John Kincaid died at Kincaid House upon the seventh day of February Eighteen hundred and thirty two** That the said John Lennox Kincaid now John Lennox Kincaid Esquire Michael Rowand Esquire and the deponent are Executors of the personal Estate of the defunct as nominated and appointed by him to that office under his Will and Deed of Settlement dated the thirtieth day of May Eighteen hundred and thirty one which is now exhibited and signed by the Deponent and the said Commissary Depute as relative hereto That the deponent does not know of any Settlement or writing relative to the disposal of the deceased personal Estate or Effects other that that which is now exhibited That the foregoing Inventory each

page of which is signed by the Deponent and the the said Commissary Depute as relative hereto is a full and complete Inventory of the personal Estate and Effects of the said deceased John Kincaid wherever situated and belonging or due to him beneficially at the time of his death in so far as the same is given up or has come to the deponents knowledge and that the value of the said Estate and effects to the best of the deponents knowledge situated in Scotland is above the value of seven thousand pounds sterling and under the value of Eight thousand pounds sterling All which is truth as the deponent shall answer to God (signed) Henry Gordon John Fraser.

Follows Will and Settlement.

I **John Kincaid of Kincaid Esquire** in order to settle my affairs Do hereby make and Constitute **John Lennox Kincaid Esquire of Antermomy my Son**, Michael Rowand Esquire, Banker in Glasgow and Henry Gordon Esquire Writer in Glasgow and survivors and survivor of them to be my sole Executors and Intromitters with the moveable and personal Estate which shall belong to me at the time of my decease, with full power to my said Executors to intromit with my whole moveables and Executry of every description, to give up Inventories thereof to confirm the same and generally, to do every thing in the premises competent to Executors Declaring that my said Executors shall pay over as after mentioned to my residuary Legatee herein after named the residue and remainder of my Effects and Executry, after payment by my said Executors of all my lawfull debts and funeral charges the expences to be incurred in Confirming and recovering my effects, and of Executing the Office hereby committed to them and the donations legacies and sums herein after appointed to be paid, accordingly for carrying into effect my wishes in the present settlement of my affairs I appoint and ordain my said Executors to make payment of the following donations Legacies and sums to the persons after named and designed vizt To **John Kincaid of New Orleans my Nephew**, the sum of Five hundred pounds sterling Item to **James Kincaid also of New Orleans my Nephew** the like sum of Five hundred pounds sterling, and payable these respective sums at the first term of Whitsunday or Martinmas which shall happen after the elapse of six months from the time of my death, with the legal interest of the same from the said term, of payment untill payment. Item to the Reverend Doctor Norman McLeod Minister of the Gospel in the parish of Campsie the sum of one hundred pounds sterling. Item to Miss {blank} McLauchlan my Housekeeper at Kincaid the sum of Twenty pounds sterling. Item to John Primrose my servant the sum of Ten pounds ten shillings sterling. Item To Janet Pollock Housemaid at Kincaid for her care and attention to me the sum of Ten pounds ten shillings sterling. Item To Andrew Rowand eldest son of the said Michael Rowand, the sum of Ten pounds sterling and to the present Cook Maid, and Dairy Maid at Kincaid if they remain in my service until after my death, the sum of Six pounds Stg each and payable these several Donations Legacies and sums, (excepting the Legacies payable to the said John and James Kincaid the term of their receiving which has been already fixed) at the first term of Whitsunday or Martinmas which shall happen after my decease, with the legal interest of said respective sums from the said term of payment thereof until paid And, farther I leave the sum of Ten pounds ten shillings sterling to the poor of the parish of Campsie, who are not upon the Poors Roll and not receiving aid out of the parish funds, the said sum of Ten pounds Ten shillings to be under the sole charge and management of the said Reverend Doctor Norman McLeod Minister of the Parish and payable said sum at the first term of Whitsunday or Martinmas which shall happen after my decease, together with the lawful interest thereof from the said term of payment thereof until paid And I leave to the said John Primrose my servant my whole wearing apparel or Body Clothes excepting my Linen which is decalred not to be included in this donation to him And Farther I appoint that all my servants shall receive good plain mournings on my decease And whatever residue or remainder there may be of my means and Effects falling under the presnet Settlement after payment of the donation Legacies and sums foresaid and the full execution by my said Executors of the office of Executry hereby committed to them, I ordain and appoint my said Executors to pay the same to the said **John Lennox Kincaid my Son** whom I hereby appoint to be my residuary Legatee And this I declare to be my last Will & Settlement and Testament But Reserving always to myself full power to revoke or alter the same at pleasure Dispensing with the delivery hereof and declaring that these presents although found lying in my Repositories at the time of my decease, or in the custody of any person to whom I may entrust the custody thereof shall have the full effect of a delivered deed any law of custom to the contrary notwithstanding And I Consent to the Registration hereof in the Books of Council and Session or others competent therein to remain for preservation and to that effect I Constitute {blank} Procurators In witness whereof these presents written upon stamped paper by Thomas Brown Clerk to Henry Gordon Writer in Glasgow are subscribed, together with the marginal addition to these presents, also written by the said

Thomas Brown, By me at Kincaid House, the thirtieth day of May Eighteen hundred and thirty one years before these witnesses George Munro Servant to the said Henry Gordon and David Russell my Servant (signed) John Kincaid George Munro Witness David Russell Witness.

I **John Kincaid Esquire** within designed in virtue of the reserved powers contained in my Will and Settlement within written do hereby Declare that the Legacy of Twenty pounds sterling bequeathed by me to the therein mentioned Miss {blank} McLauchlan shall only be payable to her in the event of her being in my service as Housekeeper at the period of my death, and in regard to the Donation to John Primrose I do hereby revoke the exception attached thereto, and in consequence of his attention to me I do hereby in addition to the donation of my wearing apparel or Body clothes leave to the said John Primrose my Linen And I Consent to the Registration hereof along with the said Will and Settlement. In witness whereof I have subscribed this Codicil written on the back of the said Will and Settlement by Thomas Brown Clerk to Henry Gordon Writer in Glasgow At Kincaid House the eleventh day of October Eighteen hundred and thirty one before these Witnesses David Russell farm servant At Kincaid and Andrew Reid my Gardener (signed) John Kincaid David Russell Witness Andrew Reid Witness

I the said John Kincaid Do hereby make the following farther alteration on the within Settlement that I Bequeath to the therein designed Miss {blank} McLauchlan one hundred pounds in place of Twenty pounds And I Consent to the Registration hereof along with the within Settlement In witness whereof I subscribe this Codicil written by Henry Gordon Writer in Glasgow At Kincaid house this eleventh day of October Eighteen hundred and thirty one before these witnesses David Russell farm Servant at Kincaid and Andrew Reid my Gardener (signed) John Kincaid David Russell Witness Andrew Reid Witness

I **John Kincaid Esquire** within designed in virtue of the reserved powers contained in the within Will and Settlement Do hereby make the following alterations thereon vizt In regard of Bond of Provision executed by me of this date in favour of the within **John Kincaid and James Kincaid my Nephews** I hereby Revoke the Legacy by the within Settlement in their favour of Five hundred Pounds sterling each Farther I Bequeath to the therein mentioned John Primrose in place of the therein stated ten pounds ten shillings the sum of Twenty one pounds and that exclusive of my wearing apparel Body clothes and Linen which I likewise bequeath to him. And I farther Bequeath to David Russel my servant Ten pounds sterling And I appoint the whole sums and Legacies specified in the Codicils to my Deed of Settlement to be paid by my Trustees named in that Deed, and I ordain that the whole sums and legacies in my Deed of Settlement and Codicils shall be paid to the parties thereto entitled free from all duties charges and expences whatever And I Consent to the Registration hereof along with the said Will and Settlement In witness whereof I have subscribed this Codicil written on the back of the said Will and Settlement by Thomas Brown Clerk to Henry Godon Writer in Glasgow

Stirling 12th Feby 1833 Referred to in my deposition emitted before the Commissary Depute of the Commissariat of Stirling this day (signed) Henry Gordon John Fraser.

Stirling 1 March 1833 The foregoing Last Will and Settlement Got up by me for the Ingiven. John Gair. [Inventory of the Personal Estate of John Kincaid Esquire of Kincaid registered in the Stirling Sheriff Court on 13 February 1833].

- The original tower of Kincade has disappeared so completely that there is uncertainty about its site. The modern mansion was erected at three different times. The oldest portion, where the kitchen is, was built about 1690; the next oldest about 1750; and the modern large square portion, with its central staircase, its tower, and its four corner turrets, about 1812. The main idea of this new portion was taken from the Castle of Inveraray, which was destroyed by fire a few years ago. Kincaid was the first dwelling-house of any considerable pretensions which the late David Hamilton, architect, Glasgow, designed and carried forward. His later works were the Parish Church, in 1827, and Lennox Castle. From an examination of the foundation walls of the cellars under the south-west corner of the modern building Mr. Galloway formed the opinion that part of these must have been part of the old tower. The late J. L. Kincaid Lennox, however, always said that his father alleged that the site of the original tower was a few yards west from the range of the one-story building forming the stables, or about fifty yards west from the cellars. [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 185-186].

- "John Kincaid, the Laird who died in 1835, was not the eldest son. Father and mother and brothers had been rather unthrifty, and John saw that it would be necessary to do something for himself, if he was to maintain the respectability of his family, so he took to farming and lime-burning at Auchinairn. He occupied the mansion-house there, and being of good family, respectable in personal conduct, and a good business man, he was made a Justice of the Peace in 1793. In course of time his elder brothers died, and he married Miss Cecilia Lennox of Woodhead, by whom he had a son, **John Lennox Kincaid**, who succeeded to the Woodhead estates on the death of his aunt. In his younger days he had often held the plough, and was a first-rate ploughman. He seemed to have been passionately fond of ploughing, and even when well up in years and Laird of Kincaid, he could never resist an opportunity of taking the plough for a few furrows, just to keep in his hand. This Laird always called a field to the west of the mansion-house, "The Law Park," as being where, in olden times, the barony courts were held" [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 186].
- **Discussion:** The John Kincaid that John Cameron is referring to is the John Kincaid who first married Janet Landes and then Cecilia Lennox. John Cameron incorrectly states that John Kincaid of that Ilk died in 1835 as his testament testamantar specifically states that he died at Kincaid on 7 February 1832. It is interesting that he states that John Kincaid was not the eldest son. He was clearly the eldest son of John Kincaid of that Ilk and Elizabeth Danziel. This suggests that Elizabeth Danziel was not the first wife of John Kincaid and that he had a family by his other wife or wives.
- **John Kincaid of Kincaid** was one of the original partners of Carrick Brown & Co. (Ship Bank) in 1829; merged with the Glasgow Bank to become Glasgow and Ship bank, 1836 [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 3/38].

(Children - by Janet Landes)

i. **John Kincaid.**

- **Discussion:** Clearly from the following he was the heir of John Kincaid, then younger of Kincaid, by Janet Landes. The ultimate successor, John Lennox Kincaid, was not born until 1802. It seems that none of the children of John Kincaid and Janet Landes survived given that Archibald Lamont was served heir to his grandfather, Robert Landes of Robroyston.
- Agnes Landess, daughter of Robert Landess of Robroyston, Isobella Landess, spouse of John Quinn, Lieut. in one of the late Independent Companies of Foot, - & **John Kincaid, son of John Kincaid younger of Kincaid**, - as heirs portioners to the said Robert Landess, their father & grandfather respectively seised, Sept. 15. 1794, - in three fourth parts of parts Robroyston, par. Calder; on Pr. Cl. Con. by the said Agnes Landess, Sept. 13. 1794. P.R. 35.418 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2394. Registered 16 September 1794].
- Agnes Landess of Robroyston, gets Resig. ad Rem. Sept. 15. 1794, - of three fourth part of parts of Robroyston, par. Cadder, on Proc. Resig. by herself, & Isobella Landess, spouse of John Quinn, Lieut. of one of the late Independent Companies of Foot, & **John Kincaid, son of John Kincaid younger of Kincaid**, Sept. 11. 13. 1794. P.R. 35.420 [Abridgement of Sasines. Glasgow, 1781-1808, vol. 1, no. 2395. Registered 16 September 1794].
- 1798, March. On his passage from China, **John Kincaid, Esq., younger of Kincaid** [The Edinburgh Magazine or Literary Miscellany. Vol. X, New Series. Edinburgh: Printed for James Symington, 1798. page 400, column 2].
- Sept. 4. ... In his passage to China, **John Kincaid, esq., the younger, of Kincaid**, Scotland [European Magazine and London Review, London, UK. 1 December 1798, page 73, column 2].

ii. **Agnes Kincaid.**

- Agnes, daughter of John Kincaid and Janet Landais, was baptized in Barony Parish on 7 September 1779.
- 18 {May 1797}. **Miss Agnes Kincaid, only daughter of John Kincaid, Esq., of Kincaid** [Edinburgh Magazine and Literary Miscellany, Edinburgh, UK. Vol. 59 (June 1797), p. 432, col. 1].
- {18 May 1797}. **Miss Agnes Kincaid, only daughter of John Kincaid, Esq. of Kincaid** [Edinburgh Advertiser, Edinburgh, UK. 30 May 1797, page 343, column 2].

- Died on Saturday, at Auchinairn, in the 18th year of her age, **Miss Agnes Kincaid**, the **only daughter of John Kincaid of Kincaid, Esq.** [Edinburgh Advertiser, Edinburgh, UK. 26 May 1797, page 2, column 2].
- iii. Elizabeth Kincaid.
 - Elizabeth Kincaid, lawful daughter of John Kincaid of Robroyston and Janet Landes, his wife, was baptized in Cadder Parish on 21 October 1782.
 - Eliz Kincaid b 14 Oct 1782 ob 1 June 1786 [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 2 (in possession of Madame Arabella Kincaid of Kincaid) at page 73. John Lennox Peareth did not supply the source of the abstract but it is among a list of entries that appear to have been taken from a family bible or death register].
- iv. **James Robert Kincaid.**
 - **James Robert Kincaid**, lawful son of **John Kincaid of Robroyston** and **Janet Landes**, his spouse, was baptized in Cadder Parish on 31 October 1784.
- v. Elizabeth Kincaid.
 - **Elizabeth Kincaid**, lawful daughter of **John Kincaid Esq. of Auchennairn** and **Janet Landes**, his spouse was baptized in Cadder Parish on 19 October 1786.
 - Eliz Kincaid b 1 Oct 1786 ob 1 Aug 1787 [Abstract by John Lennox Peareth (1866-1932) of Lennox Castle and recorded in his research book 2 (in possession of Madame Arabella Kincaid of Kincaid) at page 73. John Lennox Peareth did not supply the source of the abstract but it is among a list of entries that appear to have been taken from a family bible or death register].

(Children - by Cecilia Lennox of Woodhead)

- v. **John Lennox Kincaid** (to follow).
- vi. **William Lennox Kincaid Lennox.**
 - Margaret Oswald of Viewfield, daughter of the late James Oswald of Kirkintilloch (by Caroline Kincaid), in a Disposition, dated 7 January 1843, and recorded in the Inventory of her Estate registered in the Glasgow Commissary Court on 11 December 1847, left a bequest of "the sum of ten pounds to **my cousin William Lennox Kincaid Lennox of Woodhead**." [p. 275].
 - **Discussion:** This is a bit of a mystery in that it suggests that John Lennox Kincaid Lennox had a brother William. It is doubtful if this was an error in the name as the bequest of £10 to her well off cousin, John Lennox Kincaid Lennox, would have been an insult given that she left £200 to her servant Ann Buchanan. So far this is the only reference to this William. One suspects he had a disability or was disowned.

John Lennox Kincaid [10 Oct 1802 - 6 March 1859; Laird from 7 February 1832].

- John, son of John Kincaid of that Ilk and Cecilia Lennox, was baptized in Campsie Parish, Stirling on 14 October 1802.
Oct[ob]r 14th 1802. Kinkaid. **John Kinkaid of that Ilk** and **Cecilia Lennox** his spouse had Their son **John Lennox** Baptized. Witnesses Mistress Oswald and Miss D{unreadable due to ink blob}. The above child was Born on the 10th of Oct[obe]r 1802 attested by James Lapslie & Ro[ber]t Drew.
- **John Lennox Kincaid** married **Frances Maxwell Cunningham** in Campsie Parish, Stirling on 22 August 1828 [GROS, O.P.R. Marriages, Campsie Parish, Stirling County. John Lennox Kincaid, 22 August 1828, 475/ 0050 0040].
- **John Lennox Kincaid, Junr.**, to his mother, **Cecilia Lennox**, wife of **John Kincaid of Kincaid**, who died 19th May 1817, heir special in the undivided half of Antermony. &c., Stirlingshire, 30th October 1818 [Service of Heirs, 1790-1850, 2 November 1818. no. 2. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- **John Lennox Kincaid younger of Kincaid, as heir to Cecilia Lennox, sometime spouse of John Kincaid of Kincaid, his mother**, seised, Nov. 7. 1818, - in the pro indivisio half of the lands and Barony of Antermony extending to an 8 merkland consisting of the lands of Hunterstown, Kingshill, Thorniehill, Sauchs, Kermibes, Shiels and Lurg with the Mill called Loch Mill; the pro indivisio half of Inchbelly, Inchbreck and Auchinrearie, comp. the lands of Gateside and Rooms of lands called Easter Altoun & Wester Altoun; and pro indivisio half of the lands and farm of Easter and Wester Craigends, and Teinds, Par.

Campsie; on Pr. Chan. Nov. 2. 1818. G.R. 1112.61 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 8984. Registered 23 November 1818].

- Margaret Lennox of Woodhead, and **John Lennox Kincaid jun. of Kincaid**, heirs portioners of William Lennox of Woodhead, get Ren. Jun. 15. 1818, by Sir Charles Edmonstone of Duntreath, son and heir of Sir Archibald Edmonstone of Duntreath, - of the Mines, Metals, Minerals & Quarries including the Coal, Lime and Iron stone within and upon the lands of Baldow and Baldow bog, par. Campsie; - on Feu Con. between the said Sir Archibald Edmonstone, and William Lennox, Aug. 17. 1791. G.R. 1097.177 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 8811. Registered 25 June 1818].
- Margaret Lennox of Woodhead, and **John Lennox Kincaid, younger of Kincaid**, Seised, Feb. 8. 1820, -in 10 Acres 1 rood 26 Falls & 10 ells of land in the Easter Haugh of Birdstone being part of the eighth part of the lands of Birdstone, & Teinds, par. Campsie; -(& part of the fourth part of the 4 Merk land of Brainzet, with half of the fourth part of the court meadow, and half of the fourth part of an Acre of land of Ballindroch in the middle of the croft called Towerfold, in warrandice, par. Baldernock); -on Disp. by William Muir, Farmer, Birdstone, Dec. 22. 1819. P.R. 90.101 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9443. Registered 9 February 1820].
- Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid**, Seised, Jun. 27. 1820, -in the coal, Lime & Ironstone in the following Parks or Inclosures of the lands of Bankier, viz. Fauldhead brae, Mealy brae, Robertsfauld, Sheephouse brae, Bankier Castlehill & Braid fauld, containing about 50 Acres, par. Baldernock; -under burden of a liferent annuity of £50, in Bond by John Stewart, Coal master, Bankier, to Margaret McAllister, relict of John Wishart of Castlehill, (Oct. 18. 1811); -on Disp. by the Trustee of the Seq. Estate of the said John Stewart, with consent of the Commissioners on said Estate, and Henry Gordon, writer, Glasgow, Jun. 21. 1820. (Vide No. 9103). P.R. 9269 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9603. Registered 17 July 1820].
- Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid, son of John Kincaid of Kincaid**, Seised, Nov. 6. 1820, -in the lands of Over & Nether Capiestouns, par. Campsie; -and that part of the farm of Wester Gartcarron lying on the south side of the burn called the south water, par. Fintry; -on ch. Sale & Resig. G.S. Jul. 5. 1820. G.R. 1184.51 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9734. Registered 2 December 1820].
- Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid, son of John Kincaid of Kincaid**, as heirs portioners to William Lennox of Woodhead, their father & grandfather respectively, Seised, Nov. 6. 1820, -in the third part of the lands sometime called Babarother now called McCapiestown; one third part of the lands called Lechats; the lands of Nether Capiestoun extending to a 6s. 8d. land & Teinds; par. Campsie; -and that part of the Farm of Wester Gartcarron on the south side of a burn called the south water, par. Fintry; -on ch. conf. & Pr. Cla. Con. by the said Margaret Lennox, & John Lennox Kincaid, with consent of the said John Kincaid, his Administrator in law, Nov. 6. 1820. G.R. 1184.55 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9735. Registered 2 December 1820].
- Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid, son of John Kincaid of Kincaid**, get Resig. and Ren. Nov. 7. 1820, -of one-third part of the lands sometime called Barbarother now called McCapiestoun; one-third part of the lands called Lechats; the lands of Nether Capiestoun extending to a 6s. 8d. land & Teinds; par. Campsie; -and that part of the Farm of Wester Gartcarron on the south side of a burn called the south water, par. Fintry; -on Proc. Resig. by themselves, with consent of the said John Kincaid, Nov. 6. 1820. G.R. 1184.59 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9736. Registered 2 December 1820].
- Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid**, as heirs portioners pro indivisio to John Lennox of Woodhead, their brother & uncle respectively, Seised, Nov. 6. 1820, -in that part of the lands of Greenfoot which lies upon the west side of the water of Kirkland, with that other part of the said lands on the east side of the said water commonly known by the name of the Isle; a House and Yard next the Minister's gate; those 2 Acres of ground called Stonedike being part of the said lands of Greenfoot; and Teinds; piece of ground called the Beer Yard; the ground and space of 40 Falls of land lying within the dykes on the north side of the yard called the Beer Yard being parts of the lands of Greenfoot, & Teinds; part of the Green of Campsie; piece of ground called the Pumhill & Lintholes on the west and north side of the Kirk Yard dike, with the house & mills on said lands; part of the lands of Greenfoot upon the east side of the water of Kirkland; a large Tenement of Houses & little Tenement of Houses in Clachan of Campsie & Yard thereto belonging (under exception); and houses and Yards in the said Clachan; 1 Acre 1 rood & 8 falls of ground on the south side of the road from Kilsyth to Campsie; 11 Acres of the farm of Muirhead; and 2 1/2 Acres of

ground on the face of the Forehill or Brae, par. Campsie; -on Ch. Conf. & Pr. Cl. Con. by the Commissioner for Sir Charles Edmondstone of Duntreath, Sept. 30. 1819. G.R. 1184.62 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9737. Registered 2 December 1820].

- Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid**, as heirs portioner to John Lennox of Antermomy, their uncle and grand uncle respectively, Seised, Nov. 6. 1820, -in a piece of ground consisting of 6 Acres & 7 or 11 falls on the north side of the old water of Kelvine in the parish of Kilsyth; -on Pr. Cl. Con. by the Commissioner for Sir Charles Edmondstone of Duntreath, Sept. 30. 1819. G.R. 1184.72 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9738. Registered 2 December 1820].
- Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid**, as heirs portioners to John Lennox of Woodhead, their brother & uncle respectively, Seised, Nov. 7. 1820, -in those lands called Muirhead consisting of about 60 Acres being part of a 13s. 4d. land of the 20s. lands of Carlestown; parts of one-third part of a 6s. 8d. land being a quarter of the 26s. 8d. land of the town and lands of Wester Balgrochan, one-third part of a 3s. 4d. land of the said town & lands of Wester Balgrochan being half of another 6s. 8d. land of the lands called Dumblockharthill and Shank; 2 Dwelling Houses with the Yarding at the back with the south half of a Barn, & piece of ground adjoining the south gable of said Barn being part of Wester Balgrochan; one-third part of a 3s. 4d. land of the said town & lands of Wester Balgrochan; 2 Acres & 13 falls of Drumlockharthill being part of the lands of Barraston which are part of the lands of Gartletham or Barrastown, with 24 Acres of land at the foot of the hill called Drumlockerhill towards the south side of the same; 3s. 4d. land of the 6s. 8d. land being an eighth part of the land of the 26s. 8d. land of Wester Balgrochan, with that piece of land commonly called the Collier's Acre, and which said lands are now commonly called Newlands; 6s. 8d. land of the 2 merkland of Easter Balgrochan being one-third part of the 20s. land of Easter Balgrochan, which lands are now called Langshott (under exceptions); part of a 6s. 8d. land of the town & lands of Easter Balgrochan; and part of another 6s. 8d. land of the 26s. 8d. land of Easter Balgrochan, par. Campsie; -on Ch. Conf. and Pr. Cl. Con. by James, Duke of Montrose, Aug. 5. 1819. G.R. 1184.76 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9739. Registered 2 December 1820].
- Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid**, as heirs portioners to William Lennox of Woodhead, their father & grandfather respectively, Seised, Nov. 7. 1820, -in 20 Acres of land part of a 3s. 4d. land being the eighth part of the 26s. 8d. land of Wester Balgrochan, par. Campsie; -on Ch. Conf. & Pr. Cl. Con. by James, Duke of Montrose, Aug. 5. 1819. G.R. 1184.102 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9740. Registered 2 December 1820].
- Margaret Lennox of Woodhead, -and **John Lennox Kincaid younger of Kincaid, son of John Kincaid of Kincaid, as heir to Cecilia Lennox, spouse of John Kincaid of Kincaid, his mother**, Seised, Nov. 7. 1820, -in the lands of Bankier Easter, and Teinds, par. Baldernock, -on Ch. Resig. and Conf. by John Hamilton of Bardowie, to the said Margaret & Cecilia Lennox, May 4. 1813; and Ret. Sp. Serv. of the **said John Lennox Kincaid**, Oct. 30. 1818. G.R. 1184.110 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9741. Registered 2 December 1820].
- Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid**, Seised, Nov. 7. 1820, -in the mailing and lands of Bankier Easter including the lands of Cornhill, par. Baldernock; -and 3s. 4d. land or half of the 6s. 8d. land being one-eighth part of the 26s. 8d. land of Balgrochan commonly called Wester Balgrochan, with that piece of land commonly called the Collier's Acre, & which lands are now commonly called Newlands (under exceptions), par. Campsie; -and Teinds; -on Ch. Resig. & Conf. by themselves, with consent of the Administrator in law of the said John Lennox Kincaid, Nov. 7. 1820. G.R. 1184.113. [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9742. Registered 2 December 1820].
- Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid, son of John Kincaid of Kincaid**, get Resig. and Rem. Nov. 7. 1820, -of the mailing and lands of Bankier Easter including the lands of Cornhill, par. Baldernock; -and 3s. 4d. land or half of the 6s. 8d. land being an eighth part of the 26s. 8d. land of Balgrochan commonly called Wester Balgrochan, with that piece of land commonly called the Collier's Acre, and which lands are now commonly called Newlands (under exceptions), par. Campsie; -and Teinds; -on Proc. Resig. by themselves, with consent of the said **John Kincaid, as administrator in law to his said son**, Nov. 7. 1820. G.R. 1184.118. [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9742. Registered 2 December 1820].
- Margaret Lennox of Woodhead, and **John Kincaid younger of Kincaid, son of John Kincaid of Kincaid**, get Resig. ad Rem. Nov. 7. 1820, -of the mailing & lands of Bankier Easter including the lands of Cornhill, par. Baldernock; and 3s. 4d. land or half of the 6s. 8d. land being an eighth part of the 26s. 8d. land of Balgrochan commonly called Wester Balgrochan with that pierce of land commonly called the Collier's

- Acre, and which lands are now commonly called Newlands, (under exceptions); par. Campsie; -and Teinds; -on Proc. Resig. in Disp. by the Trustees on the Seq. Estate of Robert Dunmore of Ballindalloch, merchant, Glasgow, with consent of the said Robert Dunmore, & John Lang, Writer, Glasgow, and the Commissioners on said Estate, to William Lennox of Woodhead, Aug. 3. 9. 1798; Ret. Gen. Serv. of John Lennox of Woodhead, as heir to the said William Lennox, his father, Oct. 24. 1800; Ret. Sp. Serv. of the said Margaret Lennox, and Cecilia Lennox, as heirs to the said John Lennox, their brother, Jun. 19. 1811; & Ret. Sp. Serv. of the **said John Lennox Kincaid, as heir to the said Cecilia Lennox, his mother**; Oct. 30. 1818. G.R. 1184.126 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9744. Registered 2 December 1820].
- Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid**, as heirs portioners pro indivisio to John Lennox of Woodhead, their brother & uncle respectively, Seised, Nov. 7. 1820, -in those parts of the lands of Bankier Stirling, viz. the lands called Fauldheads, Bruntland, Bean hills, Blackfaulds, Craigmore, Whitemoss, Whitefaulds, Upper Whitefaulds and Muirmoss including the Planting, with 2 Acres 3 roods & 10 falls part of Fauldhead brae, & Teinds, par. Baldernock; -on Pr. Cl. Con. by James Davidson of Bankier Stirling, W.S., May 13. 1820. G.R. 1184.133 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9745. Registered 2 December 1820].
 - Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid, son of John Kincaid of Kincaid**, as heirs portioners pro indivisio to William Lennox of Woodhead, their father and grandfather respectively, Seised, Nov. 7. 1820, -in and Acre of land on the west side of Baldow Meadow, with the piece of ground or road leading through the lands of Raghouse to Baldow bog; and lands of Baldow & Baldow bog, and Teinds, par. Campsie; -on Ch. Conf. & Pr. Cl. Con. by the Commissioner for Sir Charles Edmondstone of Duntreath, Sept. 30. 1819. G.R. 1184.137 [Abridgement of Sasines. Stirling, 1781-1820, vol. 1, no. 9746. Registered 2 December 1820].
 - Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid, son of John Kincaid of Kincaid**, seised, Feb. 23. 1821, -in the lands of Douchlas or Douchlage, par. Drymen; on ch. sale and Resig. G.S. Jul. 5. 1820 G.R. 1194.147 [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 63. Registered 10 Mar. 1821].
 - Margaret Lennox of Woodhead, and **John Lennox Kincaid younger of Kincaid**, seised, Jun. 18. 1821, -in the coal, Lime, and Ironstone in the lands of Bankier, viz. Fauldhead brae, and others, par. (Baldernock?); -in security of an annuity of £50, during the life of Margaret McAllister, relict of John Wishart of Castlehill, in Bond by John Stewart, writer, Glasgow, to the said Margaret McAllister, Oct. 18. 1811; -on Disp. and Reconvey by Henry Gordon, writer, Glasgow, Jun. 14. 1821 (Vide 1 S. No. 9603). P.R. 96.53 [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 139. Registered 21 June 1821].
 - **John Lennox Kincaid younger of Kincaid**, seised, Jun. 15. 1822, -in half pro indivisio of the Barony of Antermony, and Teinds, par. Campsie; -on ch. Resig. G. S. Feb. 4. 1822 G.R. 1240.278 [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 516. Registered 26 June 1822].
 - Margaret Lennox of Woodhead, Seised, Jun. 15. 1822, -in half pro indivisio of the Barony of Antermony, and Teinds, par. Campsie; -on Disp. and Reconvey, by James Dundas, W.S., Jan. 28. 1822. G.R. 1240.284 [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 517. Registered 26 June 1822].
 - **John Lennox Kincaid younger of Kincaid**, Seised, Jun. 30. 1828, -in part of the eighth part of the lands of Birdston in the Easter Haugh extending to 9 Acres 2 roods 18 falls and 26 ells, and that other part of the said eighth part of the said lands of Birdston called the Ward Meadow Park extending to 1 Acre 4 falls and 2 ells, (under exception), and Teinds, par. Campsie; -(and a proportional part effeiring to the said lands of the eighth part of the 4 Merk land of Brainzet, eighth part of the Meadow called Court Meadow, and eighth of that Acre of land of Ballendroich in the middle of the Croft called Towerfauld, in warrandice, par. Baldernock); on Disp. by Robert Ferrie, Farmer, Balgrochan, Jun. 18. 1828. P.R. 134.57 [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 2831. Registered 7 Jul. 1828].
 - **John Lennox Kincaid younger of Kincaid**, Seised, Aug. 23. 1828, -in that piece or stripe of ground consisting of about 4 Acres of the lands of Ballagan, on the south side of the High Road leading from Campsie through Strathblane, subjects in Clachan of Campsie, the northmost 2 Dwelling Houses of a little Tenement of Houses in Clachan of Campsie with the two-third parts of the Yard belonging thereto, a House immediately to the south of the two before mentioned with the piece of Yard at the back thereof; -lands and barony of Antermony; lands of Inch bellie, Inch breck, and Auchinrearie, comp. the lands of Gateside, and the Rooms called Easter Altoun and Wester Altoun; lands and Farm of Easter and Wester Craigends, and lands of Over and Nether Campiestowns, par. Campsie; -that part of the Farm of Ester Gartcarron on the

south side of a Burn called the South water, par. Fintry; -lands called Muirhead consisting of about 60 acres, being part of the 13s. 4d. lands of the 20s. lands of Carlestone; parts of the third part of a 6s. 8d. land, being a quarter of the 26s. 8d. of the town and lands of Wester Balgrochan, third part of the 3s. 4d. land of the said town and lands of Wester Balgrochan, being the one haf of another 6s. 8d. land of the lands called Drumlockharthill and Shank; 2 Dwelling Houses with the Yarding at the back and south half of the Barn, and a Piece of ground there; part of Drumlockharthill, being part of the lands of Barraston containing 2 Acres and 13 falls of ground; 3s. 4d. land or the half of the 6s. 8d. land, being an eighth part of the 26s. 8d. land of Balgrochan commonly called Wester Balgrochan, with that piece of land commonly called the Colliersacre, and which lands are now commonly called Newlands; 6s. 8d. land of the 2 Merk land of Easter Balgrochan now commonly called Langshott; part of the 6s. 8d. land of the town and lands of Easter Balgrochan, viz. lands of Burn brae with the Houses and Yards; that part of the 6s. 8d. land of the 26s. 8d. land of old possessed by Mungo Stirling, and 20 acres of land, being part of the 26s. 8d. land of Wester Balgrochan, par. Campsie; -lands of Bankier Easter including the lands of Cornhill; parts of the lands of Bankier Stirling, viz. the lands called Fauldheads, Bruntland, Bean hills, Black faulds, Craigmore, White moss, White faulds, Upper Whitefaulds, and Muir moss including the Planting with 2 acres 3 roods and 10 falls of Fauldheadbrae; the Coal, Lime, and Ironstone in the lands of Bankier which consist of the following Enclosures, viz. Fauldheadbrae, Mealy brae, Robertsfauld, Sheephouse brae, Bankier, Castlehill, and Braidfaulds containing about 50 acres, par. Baldernock; -that part of the lands of Green foot on the west side of the water of Kirkland, with the other part of the said lands on the east side of the said water which is commonly known by the name of the Isle; House and Yard next to the Ministers Gate, Piece of ground callled the Beer yard in the Clachan of Campsie, the ground and space of 40 falls of land within the Dykes on the north side of the yard called the Beeryard, part of the Green of Campsie, piece of ground called the Pumphill and Lintholes, parts of the lands of Greenfoot on the east side of the Water of Kirkland, and 1 Acre 1 rood and 8 falls of ground on the south side of the Road from Kilsyth to Campsie; 11 Acres of the farm of Muirhead, 2 1/2 Acres of ground on the face of the fore hill or Brae, Piece of Meadow ground on the west side of Baldow Meadow extending to an Acre of land, with the Piece of ground or Road leading through the lands of Raghouse to Baldow bog, lands of Baldow and Baldow bog with the Coal, Lime, and Ironston the rein, par. Campsie; -6 acres and 7 falls on the north side of the Old Water of Kelvine, par. Kilsyth; -and Piece of ground along the east side of the lands of Croftjohn, par. Campsie; -under exceptions), and Teinds; on Disp and Deed of Entail by Margaret Lennox of Woodhead, and the said **John Lennox Kincaid**, Aug. 1. 1828 (Vide Dumbarton). G.R. 1513.249 [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 2878. Registered 28 August 1828].

- **Frances Maxwell Cunninghame, spouse of John Lennox Kincaid younger of Kincaid**, Seised, Sept. 26. 1828; -in 4 Acres of lands of lands of Ballagan ... {rest as in no. 2878 up to 'on Disp and Deed of Entail' with slight changes of wording}; - security of a restrictable liferent annuity of £800; on Mar. Con. Aug. 26. 1828. (Vide Dumbarton). G.R. 1518.48 [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 2917. Registered 27 September 1828].
- **John Lennox Kincaid younger of Kincaid**, Seised, Jul. 14. 1828, -in half of the Town and lands of Birdston, (under exception), and Teinds, par. Campsie; -(and half of the 4 Merk land of Brainziet, and half of the meadow called Court Meadow with the half of an Acre of land in Ballendrocih in the middle of the Croft called Towerfauld, in warrandice, par. Baldernock); -on Disp. by the Trustees of John Gray, Portioner, Birdston, Jun. 24. Jul. 2. 1828. P.R. 134.162 [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 2851. Registered 25 July 1828].
- Margaret Lennox of Woodhead, Seised, Aug. 8. 1829, -in a piece of ground adjoining Balcorroch farm, and ground and Houses at Clachan extending in whole to 2 Acres 2 roods 10 falls and 7 ells, par. Campsie; -on Con. Excamb. between her, and **John Lennox Kincaid younger of Kincaid**, Mar. 17. 1829. P.R. 141.3. [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 3247. Registered 4 September 1829].
- John Lennox Kincaid had his arms matriculated on 12 June 1833 as follows:

John Lennox Kincaid Lennox of Woodhead and Kincaid Esquire heir of Line and Entail and in possession of the Estates of Woodhead and Kincaid in the County of Stirling and legal representative of both of these ancient families Bears Quarterly First and Fourth argent a saltyr betwixt four Roses gules barbed vert; Second and Third gules a fess ermine between two mullets in chief or and a triple towered Castle in base argent masoned sable. *Above the Shields is placed a Helmet befitting his degree with a Mantling gules doubles argent and on Wreaths of his Liveries are set for Crests on the dexter {towit} Two broadswords in saltyr behind an Imperial Crown all proper and for Motto I'LL DEFEND and on the sinister side a triple towered Castle argent masoned sable and issuing therefrom*

a dexter arm from the shoulder embowed vested in tartan and grasping a drawn broad sword all proper *and for Motto above it THIS I'LL DEFEND. And further on a compartment below the shield substituting as Supporters to the said Coat Armorial in lieu of the supporters which the said John Lennox Kincaid Lennox is entitled to bear as Heir male of his father* Two naked savages wreathed about the heads and middles with oak leaves holding in their hands Clubs erected all proper.

These Armorial Ensigns are destined by Letters Patent from the Lord Lyon bearing even date with this Matriculation the twelfth day of June 1833 to the said John Lennox Kincaid Lennox Esquire and the heirs of Entail succeeding to him in the Estate of Woodhead so long as the said heirs of Entail shall have also vested in them the character of heirs of Line of the family of Kincaid of that Ilk; the destination of said supporters being confined to the said John Lennox Kincaid Lennox Esquire and the heirs male of the late John Kincaid of Kincaid Esquire his said father.

A. Macdonald

Lyon Clerk Depute

[*Public Register of all Arms and Bearings in Scotland.* Edinburgh: Lord Lyon Office, 1677-. 3: 94].

- **Margaret Lennox of Woodhead, and John Lennox Kincaid**, younger of Kincaid, Seised, Aug. 8. 1829, -in 2 Acres 1 rood 35 falls and 31 ells of ground, being part of the lands of Balgrochan at Lennoxtown, par. Campsie; -on Con. Excamb. between them Mar. 17. 1829. P.R. 141.11 [Abridgement of Sasines. Stirling, 1821-1830, vol. 2, no. 3248. Registered 4 September 1829].
- **John Lennox-Kincaid-Lennox of Woodhead**, to his aunt, Margaret Lennox of Woodhead, who died 29 December 1831, Heir of Tail and Provision Special in Birbenstoun, heir of line and conquest in half Douchlas, Stirlingshire, 19th October 1833 [Service of Heirs, 1790-1850, 4 November 1833. As abstracted by Margaret F. Moore, 31 St. Bernard's Crescent, Edinburgh, 4, Scotland for Olivia Brisbin, 1114 North Capitol Avenue, Lansing, Michigan, USA in letter dated 30 December 1960].
- **John Lennox Kincaid Lennox of Woodhead and Kincaid**, as heir of taillie and provision, -and as heir of line and conquest to Margaret Lennox of Woodhead, his aunt, Seised, May 6. 1834, -in the 20s. land of Birbenstoun, lands of Wester Banchleugh or Barn cleugh now called Wester Birbenstoun or Birbenstoun Lennox, 40s. land of Parkstoun called Upper and Nether Parkstouns, £4 land of Middle Balgroches, with the mill thereof and mill lands of the same, and Pendicle thereof called Damhead; lands of Balglass, lands of Balcorrach, and lands of Innertodie with the Manor Place thereof called the Mansion House of Woodhead, and 4 Acres of land within the lands and Mains of Balcorroch; lands of Middle Balcorroch and Easter Balcorroch; 6s. 8d. land of Macalphinstone formerly called Baldnochan, par. Campsie; -lands of Carrickpatrick extending to a 40s. land, 1/4 part of the lands of Locket, and 2 Acres of land called Blairbright or Auldland, top Craigharnet; -and in the half pro indivisio of the lands of Douchlas or Douchlage, par. Drymen; -on Pr. Chan. Dec. 10. 1833. G.R. 1764.67 [Abridgement of Sasines. Stirling, 1831-1840, vol. 3, no. 1267. Registered 3 June 1834].
- **John Lennox Kincaid Lennox of Woodhead**, Seised, Nov. 21. 1834, -in 1/8 part of the Town and lands of Birdston, and Teinds, par. Campsie; -(and half of the quarter or 1/4 part of the 4 Merk land of Brainzet, with half of the 4th part of the Meadow commonly called the Court Meadow, and half of the 4th part of an Acre of land in Ballendroch in the middle of the Croft called Towerfauld, par. Baldernock, in warrandice); 2 Parks or Enclosures in the Haugh of Birdston consisting of 8 Acres, with a Croft Acre of land of Birdston, Houses, Yards and kiln in Birdston, and Barn and Stackyard there, and Teinds, par. Campsie; -(and half of the quarter or 1/4 part of the 4 merkland of Brainzet, with the half of the 4th part of the Meadow called the Court Meadow, and half of the 4th part of an Acre of land in Ballendroch in the middle of that Croft called Towerfauld; par. Baldernock, in warrandice); -on Disp. by John Gray Morrison of Craigend, with consent of Henry Gordon, Writer, Glasgow, Nov. 19. 1834. G.R. 1785.121 [Abridgement of Sasines. Stirling, 1831-1840, vol. 3, no. 1411. Registered 22 November 1834].
- **John Lennox Kincaid Lennox of Woodhead**, Seised, May 8. 1838, -in that part of the lands of Wester Balgrochan called Glenwynd, (under exceptions), par. Campsie; -on Ch. Adjud. and Conf. by James, Duke of Montrose, Feb. 21. 1838. G.R. 1935.149 [Abridgement of Sasines. Stirling, 1831-1840, vol. 3, no. 2662. Registered 11 May 1838].

- **John Lennox Kincaid Lennox of Woodhead**, Seised, Oct. 9. 1841, -in 2 Acres 1 rood and 4 falls of ground comprising the old Road from Lennoxtown to the Clachan or Old Town of Campsie, par. Campsie; -on Disp. by the Trustees on the Statute Labour Roads of the second District of Stirlingshire Oct. 9. 1841. G.R. 2104.213 [Abridgement of Sasines. Stirling, 1841-1845, vol. 4, no. 263, registered 26 November 1841].
- **John Lennox Kincaid Lennox of Woodhead**, gets Ren. May 11. 1842, by Elizabeth Maxwell residing in Glasgow, relict of William Maxwell, Tea dealer there, -of all right to a small Rivulet or Burn which runs to the west and south west of a Garden at the west extremity of the lands of Auchinreoch, par. Campsie, -competent to her, in virtue of a Disp. by John Buchanan Kincaid of Carbeth, Dec. 15. 1841 (Vide No. 298). P.R. 217.229 [Abridgement of Sasines. Stirling, 1841-1845, vol. 4, no. 401, registered 12 May 1842].
- **John Lennox Kincaid Lennox of Woodhead**, Seised, Aug. 20. 1842, -in the lands called Mealy brae consisting of 18 acres with the Houses and Buildings thereon, and Teinds, par. Baldernock; in security of £500; -on Bond and Disp. by John Wylie, and Andrew Wylie jun., Tacksmen of the Bankier Lime Works, Baldernock, carrying on Business under the firm of John & Andrew Wylie, and Andrew Wylie, sen. Lime Dealer and Farmer, Mealybrae, Aug. 5. 1842. G.R. 2142.229 [Abridgement of Sasines. Stirling, 1841-1845, vol. 4, no. 538, registered 1 September 1842].
- **John Lennox Kincaid Lennox of Woodhead**, Seised, Aug. 17. 1844, -in the lands of Over Wester Kilwinnet, with a share of the Muir of Craigharnet effeiring thereto; lands of Wester Nether Kilwinnet, Easter Nether Kilwinnet, lands of Seggiehole, Miln called the Glenmiln and Mill lands, with a share of the said Muir effeiring to said lands, par. Campsie; -on Dish. and Ren. and Disp. in warrandice by Alexander Gartshore Stirling of Craigharnet, Aug. 28. 1843. G.R. 2243.242 [Abridgement of Sasines. Stirling, 1841-1845, vol. 4, no. 1245, registered 28 August 1844].
- **John Lennox Kincaid Lennox of Woodhead and Kincaid, as heir to John Kincaid of Kincaid, his father**, seised, in the lands of Kincaid extending to a £5 land, comp. the lands of Meikle and Little Kincaids and Kinkell, par. Campsie; on a Pr. Cl. Con. by Capt. John Napier Forrester of Craigannet, Apr. 4. 1849 G.R. 2448.139 [Abridgement of Sasines. Stirling, 1846-1850, vol. 5, no. 1248, registered 20 April 1849].
- Suddenly at 6 Clifford Street, London, on the 6th inst, **JLK Lennox, Esq of Woodhead &c** in the 57th year of this life [The Glasgow Herald, Glasgow, UK. 10 March 1859. Abstracted by Pat Newman (PSNewman@overdale17.freemove.co.uk) and forwarded to Peter A. Kincaid by email dated 2 May 2000].
- The Late Mr Lennox of Woodhead, &c.-- The Glasgow Daily Herald reports the death of this gentleman at London, on the 6th inst. The deceased **John Lennox Kincaid Lennox, son of John Kincaid of Kincaid**, in Stirlingshire, and of **Cecilia Lennox**, daughter of William Lennox of Woodhead, in the same county, was born in September 1802. He married Fanny, daughter of Alexander Cunningham of Craigends, in Renfrewshire, a descendant of the old Glencairn family. They have had one son and three daughters, the eldest of whom, Lady Strangford, now succeeds to the entailed estates. Mr. Lennox was appointed in 1832 a Deputy-Lieutenant of Stirlingshire and Dumbartonshire, and in 1842 Convenor of the County of Stirling. In 1837, and the two following years, he built the very elegant family residence house in Campsie parish called Lennox Castle, which, from its commanding position and its massive and striking form, is one of the principal architectural ornaments of the country in the west of Scotland. He devoted much of his time to the improvement of his estates, understood well and delighted in observing the successful progress of such improvements; was a considerate, judicious, and altogether an excellent landlord, a good practical man of business, and strictly honourable in all transactions. He took much interest in county and parochial concerns, anxiously endeavouring to promote the public welfare whenever it was in his power to do so, and to discharge all his duties in the best manner. Mr. Lennox represented in direct line the ancient family of Kincaid who, as is known from a charter yet extant, were in possession of Kincaid estate and castle in 1280. As heir of his aunt, he represented the old Earls of Lennox, the last of whom was beheaded at Stirling in 1425 by James I. [The Scotsman, Edinburgh, UK. 14 March 1859, p. 3].
- "He built Lennox Castle. As Grand Master of the freemasons' Lennox Kilwinning Lodge No. 74, he laid the foundation stone for the new parish church in Lennoxtown on 21 June 1827" [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 34].
- "Miss Lennox enjoyed possession of the estates from 1811 until her death in 1833, when she was succeeded by her nephew, **John Lennox Kincaid, son of John Kincaid of Kincaid and Cecilia Lennox** her younger sister ... John Lennox Kincaid then became John sixteenth of Balcarrach and eleventh of Woodhead. He at once assumed the name of Lennox, as required by the entail. Mr. Kincaid-Lennox was born in 1802. On

26th August, 1828, he was married at Craigends, Renfrewshire, to Frances Maxwell, third daughter of John Cunningham of Craigends. In 1836, when the Ship Bank was amalgamated with the Glasgow Bank, which was afterwards merged in the Union Bank, he and the late Michael Rowand were the only proprietors of the former establishment. In 1842 he was appointed convener of the County of Stirling. Mr. Lennox devoted much time and attention to the improvement of his estates. He understood well and delighted in observing the successful progress of such improvements. He was a considerate, judicious, and altogether an excellent landlord, a good, practical man in business, and strictly honourable in all his transactions. He took much interest in county and parochial concerns, anxiously endeavouring to promote the public welfare whenever it was in his power to do so. Shortly after becoming owner of the estate, in 1833, Mr. Lennox resolved upon making an extensive addition to the old mansion house of Woodhead, and he employed Mr. David Hamilton, architect, Glasgow, to prepare a plan giving effect to the wishes of Mrs. Lennox and himself in this manner." [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p.162].

- "I shall quote three of the inscriptions set into the walls in the upper room [of Lennox mausoleum at the Clachan of Campsie]. On a white marble tablet we find it stated that - "This marble is raised in deep love and affection by **Frances Maxwell Kincaid Lennox, widow of John Lennox Kincaid Lennox, and their three daughters, Margaret Cunningham Bateman-Hanbury Kincaid-Lennox, Cecilia Peareth, Frances Oakes**, in memory of John Lennox Kincaid Lennox, laird of Woodhead, Antermoney, and Kincaid; born 8th Oct., 1802; died 6th March, 1859; and of John Kincaid Lennox, captain in the 12th Lancers; born 14th Oct., 1830; died 28th Feb., 1857; buried at Thebes, in Upper Egypt; only son of John Lennox Kincaid Lennox and Frances Maxwell Kincaid Lennox, his wife

"Let us praise and join the chorus
Of the saints enthroned on high;
Here they trusted God before us,
Now their praises fill the sky.
Thou hast washed us with Thy blood,
Thou art worthy, Lamb of God."

That in memory of Mrs. Lennox has the following: - "This tablet is placed here by her three daughters, in loving memory of Frances Maxwell Cunningham; born 28th April, 1807; died 10th Sept., 1876; third daughter of John Cunningham, Esq., of Craigends, Renfrewshire, and widow of John Lennox Kincaid Lennox, Esq. 'Her children arise up and call her blessed.' - Proverbs xxxi. 28. 'And shall be Mine, said the Lord of Hosts, in that day when I make up my jewels.' - Mal. iii. 17. 'Blessed are the dead which die in the Lord.' - Rev. xiv. 13." On a black marble tablet there is a memorial of Mrs. Oakes' baby, with this inscribed on it - "In the bright hope of a glorious resurrection are laid the mortal remains of Rosa Oakes; born 2nd August, 1865; died 24th Nov., 1866; the beloved child of Col. Oakes, C.B., 12th Royal Lancers, and Frances Kincaid Lennox, his wife" [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 66-67].

(Children - by Frances Maxwell Cunningham)

i. **Margaret Cunningham Kincaid Lennox.**

- **Margaret Cunningham Kincaid**, daughter of **John Lennox Kincaid** and **Frances Maxwell Cunningham** was baptized in Campsie Parish on 24 July 1829.
- "Young Lennox joined the 12th Lancers, which was sent out to the Cape, to serve in the Caffre War, which this country had on hand then. Here "his lodging was on the cold ground" literally, and through exposure on night duty and the hardships incidental to a harassing campaign, he caught disease of the lungs and asthma. London doctors informed him that he could not live long in this climate, but that in the warmth and sunshine of the Nile valley his life might be prolonged. They could not give him any hope of ultimate recovery. He elected to spend what time he had to live in the sunshine. His mother and eldest sister accompanied him to Egypt, and they had ascended the Nile Valley when they were introduced to Viscount Strangford, who was in delicate health himself, and who had a boat of his own on the Nile, in which he was living. He invited the Lennox party to share his accomodation, and prevailed on them to proceed in it with him as far as the falls and back. While on this voyage young Lennox died, 28th Feb., 1857, and was buried at Thebes, in Upper Egypt. Born 14th Oct., 1830, heir to a fine estate, he passed away in his 27th year. The rest of the party returned at once to Cairo, and as soon as possible sailed for England. During this voyage Lord Strangford made himself most agreeable. He was of the greatest use to the ladies during the

illness and after the death, and they were naturally very grateful for his kindness, hospitality, and sympathy. However, he wanted more than gratitude, and before they separated he had engaged Miss Lennox to marry him as soon after getting home as possible, as at that time he thought himself quite convalescent. But after being in this country for a short time he relapsed, and grew more and more an invalid. Miss Lennox insisted on going to nurse him, and went. Lord Strangford and she had not been long beside each other till they resolved to marry. On 9th Nov., 1857, **Margaret, eldest daughter to Mr. and Mrs. Kincaid Lennox**, was married to **George Augustus Frederick Percy Sydney Smythe, seventh Viscount Strangford**, who was born 13th April, 1818, succeeded 29th May, 1855, and died 23rd Nov., 1857, just a fortnight after his marriage. His younger brother succeeded to the title, but he died 9th Jan., 1869, when the title of Viscount Strangford became extinct." [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 164-165].

- At Bradgate Park, on the 9th inst., the seat of the Earl of Stamford and Warrington, **George, seventh Viscount Strangford**, to **Margaret, eldest daughter of John Kincaid Lennox, Esq. of Lennox Castle** [The Scotsman, Edinburgh, UK. 14 November 1857, p. 3].
- 2 August 1859. Writ of clare constat by the Duke of Montrose in favour of the **Rt. Hon. Viscountess Strangford, Margaret Cunningham Kincaid Lennox**, in the lands of Antermomy and Balgrochan [Glasgow City Archives, Glasgow, UK. Lennox of Woodhead Papers, T-LX 1/9/35].
- On 6 July 1859, **Margaret, Viscountess Strangford** was served Heir of Taillie and Provision General to her **father John Lennox Kincaid Lennox of Woodhead and Kincaid** [Decennial Indexes to the Services of Heirs in Scotland, Vol. 4: 1830-1860, no. 28, registered 13 July 1859].
- On 6 July 1859, **Margaret, Viscountess Strangford** was served Heir of Taillie and Provision General to **her brother, John Kincaid Lennox of Woodhead** [Decennial Indexes to the Services of Heirs in Scotland, Vol. 4: 1830-1860, no. 29, registered 13 July 1859].
- On 6 July 1859, **Margaret, Viscountess Strangford** was served Heir of Taillie and Provision General to **her father, John Lennox Kincaid Lennox of Woodhead** [Decennial Indexes to the Services of Heirs in Scotland, Vol. 4: 1830-1860, no. 30, registered 13 July 1859].
- "On the death of her father, Margaret Viscountess Strangford became seventeenth of Balcarrach, twelfth of Woodhead, and second of Lennox Castle. On 17th October, 1861, **Viscountess Strangford** was married to the **Hon. Charles Spencer Bateman Hanbury**, second son of William, first Lord Bateman, born 8th October, 1827, and who was at that time M.P. for Leominster. He assumed the name of Kincaid-Lennox. She waived her title of Viscountess, and elected to be styled the Hon. Mrs. Hanbury Kincaid Lennox. There has been no issue of this marriage, and the heir presumptive is her sister, Mrs. Peareth, and after her her eldest son, who also inherits extensive estates in England. Mrs. Kincaid Lennox died on 10th September, 1876, aged 69 years. Mrs. Lennox had erected, in 1861, at her own expense, the Lennox Tea-Rooms, which she designed to be a workingmen's club, on temperance principles. This did well as long as it was a novelty, but the games and reading-room in time were deserted, and the building, which stands on the Main Street, opposite the head of the Field Road, was then converted into dwelling-houses. A Dorcas Society in Lennoxtown was commenced by her. She liberally supported and personally superintended this, and many of the poor have been greatly benefited by her considerate kindness during the winter time." [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 165-166].
- At St. Mary's, Bryanston Square, London, on the 17th inst., by the Hon. and Rev. Arthur A. B. Hanbury, Rector of Shobdon, Herefordshire, brother of the bridegroom, the **Hon. Charles Spencer Bateman Hanbury**, M.P., Fellow of All Souls' College, Oxford, late Captain 2d. Life Guards, and second son of the late Lord Bateman, to the **Viscountess Strangford** [The Scotsman, Edinburgh, UK. 21 October 1861, p. 4].
 - The Times announces the death on Friday of the **Hon. Charles Spencer Bateman-Hanbury-Kincaid-Lennox**, second son of the first Lord Bateman, and uncle of the present Baron. In 1852 he was elected Conservative member for Herefordshire, and in 1858 as a Liberal-Conservative for the burgh of Leominster, which he represented until 1865 [The Scotsman, Edinburgh, UK. 25 March 1912, p. 5].

- "The supply was abundant, at a high level which permitted the formation of a storage reservoir at a lower level, yet sufficiently high to give pressure over the whole of the water district. The land for this reservoir was acquired at a cost of £110, **Mrs. Hanbury Lennox** giving the supply of water free. The preliminaries having been arranged, the water works were formed at a total cost of £2900, which included preliminary expenses of the other schemes. Mrs. Hanbury Lennox was invited to turn on the water and thus formally open the works. This was done on 4th October 1884." [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 143-144].
- The death is announced of the **Hon. Mrs. Hanbury Lennox**, which took place at her temporary residence, Kingsmead, Windsor, on Tuesday, after a prolonged illness. The deceased lady was the **eldest daughter of the late John Kincaid Lennox of Lennox Castle and Kincaid**, county of Stirling, and married in 1857, first, the seventh Viscount Strangford, and secondly, in 1861 the Hon. Charles Hanbury, brother of the present Lord Bateman, and he assumed the additional surnames of Kincaid Lennox by Royal licence in 1862 [The Scotsman, Edinburgh, UK. 1 July 1892, p. 6].

ii. **Cecilia Kincaid Lennox.**

- **Cecilia Kincaid Lennox**, daughter of John Lennox Kincaid Lennox and Frances Maxwell Cunningham, married William Peareth, son of William Peareth and Catharine Hodges, in Campsie Parish, Stirling County on 21 October 1856.
- 1856. October 21. Married, at Lennox Castle, N.B., **William Peareth**, Esq., of Usworth House, Durham, to **Cecilia, daughter of J.L.K. Lennox, Esq.** [Latimer, John. Local Records; or, Historical Register of Remarkable Events, which have occurred in Northumberland & Durham, Newcastle-Upon-Tyne and Berwick-Upon-Tweed; with biographical notices of deceased persons of talent, influence, &c., in the District. 1832-1857. Newcastle: Published at the Chronicle Office, 42 Grey Street, 1857. p. 390. Note: N.B. stands for North Britain.]
- **Captain Peareth**, who married **Miss Cecilia**, and Colonel Oakes, who married Miss Fanny, had both been brother officers of Captain Lennox in the 12th Lancers." [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 166].
- The Statutory Death Registers records the death of "**Cecilia Peareth-Lennox (formerly Peareth)**," from syncope, on 21 April 1914 at Lennox Castle, Lennox town being the 82 year old **daughter of the deceased "John Lennox Kincaid Lennox,"** landed proprietor, and the deceased **Frances Maxwell Cunningham** and **widow of William Peareth**, landed proprietor. Her son "John Lennox Peareth" was present at his death [GROS, Campsie District, Stirling County, 475/00 0033. p. 11, no. 33].
- The Late Mrs. Peareth-Lennox, of Lennox Castle. The death took place at Lennox Castle, Stirlingshire, on the 21st inst., aged 82 years, of **Mrs. Peareth-Lennox, of Lennox Castle and Kincaid**. The deceased lady was Cecilia, **younger daughter and ultimate heiress of the late John Lennox Kincaid-Lennox, of Lennox and Kincaid**. Mr. Kincaid-Lennox had two daughters, the elder of whom succeeded first to his estates. She married (1) the 7th Viscount Strangford, and (2) the Hon. Charles S. Bateman-Hanbury, who in 1862, assumed his wife's name. This lady died in 1892 without issue, her second husband surviving till 1912. The estates ultimately passed to the lady whose death is now recorded. She married in 1856 the late **Captain William Peareth** (d. 1870) of Usworth House, Co. Durham, and of Thorpe, Maderville, Co. Northampton, and is survived by two sons, the elder of whom has succeeded to his father's English estates, and two daughters. Mrs. Peareth-Lennox's father was the brother-in-law of the 7th Duke of Argyll, as they both married daughters of the late John Cunningham of Craigend [The Scotsman, Edinburgh, UK. 23 April 1914, p. 6].

iii. **Frances Kincaid Lennox.**

- Captain Peareth, who married Miss Cecilia, and **Colonel Oakes**, who married **Miss Fanny**, had both been brother officers of Captain Lennox in the 12th Lancers." [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 166].
- Oakes. - At Woodhead, Farnham, Surrey, on September 28th, **Frances, widow of Major-General T.G.A. Oakes**, C.B., 12th Lancers, and **daughter of the late John Kincaid Lennox, of Lennox Castle**, Stirlingshire, aged 94. Funeral Scale Church, 2nd

October, at 3 p.m. and Wrecclesham, 3:30 [The Scotsman, Edinburgh, UK. 1 October 1928, p. 16].

iv. **John Kincaid Lennox** (14 October 1830 - 28 February 1857).

- **John Kincaid**, son of **John Lennox Kincaid** and **Frances Maxwell Cunningham** was baptized in Campsie Parish on 30 December 1830.
- "Young Lennox joined the 12th Lancers, which was sent out to the Cape, to serve in the Caffre War, which this country had on hand then. Here "his lodging was on the cold ground" literally, and through exposure on night duty and the hardships incidental to a harassing campaign, he caught disease of the lungs and asthma. London doctors informed him that he could not live long in this climate, but that in the warmth and sunshine of the Nile valley his life might be prolonged. They could not give him any hope of ultimate recovery. He elected to spend what time he had to live in the sunshine. His mother and eldest sister accompanied him to Egypt, and they had ascended the Nile Valley when they were introduced to Viscount Strangford, who was in delicate health himself, and who had a boat of his own on the Nile, in which he was living. He invited the Lennox party to share his accomodation, and prevailed on them to proceed in it with him as far as the falls and back. While on this voyage young Lennox died, 28th Feb., 1857, and was buried at Thebes, in Upper Egypt. Born 14th Oct., 1830, heir to a fine estate, he passed away in his 27th year. The rest of the party returned at once to Cairo, and as soon as possible sailed for England. During this voyage Lord Strangford made himself most agreeable. He was of the greatest use to the ladies during the illness and after the death, and they were naturally very grateful for his kindness, hospitality, and sympathy. However, he wanted more than gratitude, and before they separated he had engaged Miss Lennox to marry him as soon after getting home as possible, as at that time he thought himself quite convalescent. But after being in this country for a short time he relapsed, and grew more and more an invalid. Miss Lennox insisted on going to nurse him, and went. Lord Strangford and she had not been long beside each other till they resolved to marry. On 9th Nov., 1857, Margaret, eldest daughter to Mr. and Mrs. Kincaid Lennox, was married to George Augustus Frederick Percy Sydney Smythe, seventh Viscount Strangford, who was born 13th April, 1818, succeeded 29th May, 1855, and died 23rd Nov., 1857, just a fortnight after his marriage. His younger brother succeeded to the title, but he died 9th Jan., 1869, when the title of Viscount Strangford became extinct." [Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 164-165].
- Feb. 28 ... At Thebes, aged 25, **John Kincaid Lennox**, late Capt. 12th Royal Lancers, **only son of J. L. K. Lennox, esq., of Woodhead, Lennox-castle**, Stirlingshire [Urban, Sylvanus. *The Gentleman's Magazine and Historical Review*. Vol. 2. (1857. January to June inclusive). London: John Henry and James Parker, 1857. p. 625, col. 1].
- "I have learned that the late Mr. John Barclay, a son of Mr. Robert Barclay, who name is mentioned in this paper, visited Thebes, and paid a visit to the little British cemetery where Capt. Lennox was buried. He found everything about it in very nice condition. The air is so pure that stonework retains its new look for ages. He found, for instance, the ancient stone columns at Thebes looking as if they had just left the hands of the masons. In this little cemetery there were only two graves when Captain Lennox's remains were interred there. In 1889 there were then six in all, and all about it was in perfect order. A plain granite slab marks his resting-place. On this is inscribed:--

Here Lies
Till The Return Of
Our Lord
The Beloved Remains
Of
John Kincaid Lennox,
Younger, Of
Lennox Castle, Scotland,
Who Died At Thebes,
Feb. 28th, 1857;
Aged 26 Years.

"Blessed are the dead which die in the Lord."--Rev. xiv., 13."

[Cameron, John. *The Parish of Campsie*. 1892. Glasgow: Strathkelvin District Libraries and Museums, 1985. p. 97-98].

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